# Washington, Tuesday, November 6, 1925

# The President

#### PROCLAMATION 2671

Woman's Enfranchisement Day

BY THE PRESIDENT OF THE UNITED STATES OF AMERICA

#### A PROCLAMATION

WHEREAS November 2, 1945, is the twenty-fifth anniversary of the day on which women throughout the United States first cast their votes in a Presidential election; and

WHEREAS Senate Joint Resolution 107 of the Seventy-ninth Congress, first session, approved October 31, 1945, requests the President of the United States to issue a proclamation designating November 2, 1945, as Woman's Enfran-

chisement Day; and WHEREAS the extension of the franchise to women constituted a notable advance in strengthening the democratic

basis of our Government; and

WHEREAS the movement for equality has gone steadily forward, culminating on October 24, 1945, in the coming into force, with respect to our country and twenty-eight other countries, of the United Nations Charter which reaffirms "faith in fundamental human rights, in the dignity and worth of the human person, in the equal rights of men and

NOW, THEREFORE, I, Harry S. Truman, President of the United States of America, do hereby designate November 2, 1945, as Woman's Enfranchisement Day and call upon the people throughout the United States of America to observe the day with appropriate ceremonies

IN WITNESS WHEREOF I have hereunto set my hand and caused the seal of the United States of America to be affixed.

DONE at the city of Washington this day of October, in the year of 31st our Lord one thousand nine hundred and forty-five and of the Independence of the United States of America the one hundred and seventieth.

HARRY S. TRUMAN

By the President:

JAMES F. BYRNES Secretary of State.

[F. R. Doc. 45-20260; Filed, Nov. 2, 1945; 2:01 p. m.]

# **EXECUTIVE ORDER 9854**

ADOPTING AND RATIFYING THE CAPTURE OF THE GERMAN STEAMSHIP "MILWAUKEE"

By virtue of the authority vested in me by section 4613 of the Revised Statutes of the United States, as amended, and by the act of August 18, 1942, 56 Stat. 746, as amended by the act of July 1, 1944, 58 Stat. 678, and for the purposes of such statutes. I hereby adopt and ratify the capture made as prize by Captain J. F. Devlin of the War Shipping Administration on or about August 1, 1945, of the German Steamship MILWAUKEE, her engines, boilers, furniture, tackle, apparel, spare parts, equipment, and contents, and of property on board.

HARRY S. TRUMAN

THE WHITE HOUSE, November 3, 1945.

[F. R. Doc. 45-20283; Filed, Nov. 5, 1945; 10:41 a. m.]

# Regulations

#### TITLE 7-AGRICULTURE

Chapter XI-Production and Marketing Administration (War Food Distribution Orders)

[WFO 75-3, Amdt. 24]

PART 1410-LIVESTOCK AND MEATS

#### LARD SET ASIDE REDUCTION

War Food Order No. 75–3, as amended (10 F.R. 6499, 7789, 8949, 9422, 9992, 10165, 11225), is further amended by deleting the figure "4.0" appearing in the table at the end of paragraph (b) and in Appendix A, and substituting in lieu thereof the figure "3.5."

This amendment shall become effective at 12:01 a. m., e. s. t., November 4, 1945. With respect to violations, rights accrued, liabilities incurred, or appeals taken, prior to said date, under War Food Order No. 75-3, as amended, all provisions of said order shall be deemed to remain in full force for the purpose of sustaining any proper suit, action, or other proceeding with respect to any such violation, right, liability, or appeal.

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# NOTICE 1944 Supplement

Book 1 of the 1944 Supplement to the Code of Federal Regulations, containing Titles 1-10, including Presidential documents in full text, is now available from the Superintendent of Documents, Government Printing Office, at \$3.00 per copy.

A limited sales stock of the Cumulative Supplement and the 1943 Supplement is still available as previously announced.

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(E.O. 9280, 7 F.R. 10179; E.O. 9577, 10 F.R. 8087; WFO 75, 10 F.R. 4649)

Issued this 2d day of November 1945.

G. T. PEYTON, Acting Assistant Administrator.

[F. R. Doc. 45-20270; Filed, Nov. 2, 1945; 4:43 p. m.]

#### TITLE 14-CIVIL AVIATION

Chapter II—Administrator of Civil Aeronautics

[Amdt. 123]

PART 601—DESIGNATION OF AIRWAY TRAF-FIC CONTROL AREAS, AIRPORT APPROACH ZONES, AIRPORT TRAFFIC ZONES AND Radio Fixes

DESIGNATION OF AIRPORT APPROACH ZONES OCTOBER 23, 1945.

Acting pursuant to the authority vested in me by section 308 of the Civil Aeronautics Act of 1938, as amended, and Special Regulation No. 197 of the Civil Aeronautics Board, I hereby amend Part 601 of the Regulations of the Administrator of Civil Aeronautics as follows:

1. By deleting from § 601.2002 the following:

Klamath Falls, Oreg. Klamath Falls N. A. B. Pendleton, Oreg\_\_\_\_ Pendleton Field.

2. By inserting in § 601.2000 the following:

Klamath Falls, Oreg., Klamath Falls N. A. B. Pendleton, Oreg\_\_\_\_ Pendleton Field.
Flint, Mich\_\_\_\_\_ Bishop Airport.
Peorla, Ill\_\_\_\_\_ Peorla Municipal Air-

This amendment shall become effective 0001 e. w. t. November 15, 1945.

> T. P. WRIGHT, Administrator.

[F. R. Doc. 45-20278; Filed, Nov. 2, 1945; 4:39 p. m.]

#### TITLE 26—INTERNAL REVENUE

Chapter I-Bureau of Internal Revenue Subchapter C-Miscellaneous Excise Taxes

[T. D. 5482]

PART 190-RECTIFICATION OF SPIRITS AND WINES

#### MISCELLANEOUS AMENDMENTS

Pursuant to sections 2801, 2813, 3176 and 3250 (1), Internal Revenue Code, (USC, Title 26, Secs. 2801, 2813, 3176 and 3250 (1)), Regulations 15, (26 CFR, Part 190) is hereby amended as follows:

Section 190.9 is amended to read as follows:

Prohibited manufacture or § 190.9 storage. None of the products specified in § 190.5 may be manufactured or stored at a rectifying plant except as specifically provided herein. While rec-tiflers may use flavors and flavoring extracts on which drawback of tax on the spirits used therein has been allowed

under section 3250 (1), Internal Revenue Code, and Regulations 29 issued pursuant thereto, the premises used for manufacturing the flavors or flavoring extracts, if contiguous to the rectifying premises, must be completely separated from the rectifying premises by solid unbroken partitions and the two premises must not have means of communication with each other within the building. The rectifier may not transfer distilled spirits from the rectifying plant to the flavoring extract manufacturing premises or from the flavoring extract plant premises to the rectifying plant notwithstanding that the two premises may be owned and operated by the same person. Distilled spirits used at the flavoring extract manufacturing premises must be received direct from the vendor and all records governing the receipt and use of distilled spirits and other ingredients in the manufacture of flavoring extracts must be kept on the flavoring extract manufacturing premises and not on the rectifying premises. Where flavors or flavoring extracts are manufactured on premises of the rectifying plant, they must be used exclusively in the manufacture of taxable products and no drawback of tax may be claimed thereon. Nonalcoholic grenadine containing less than one-half of 1 per cent of alcohol by volume and sufficient sugar to render it wholly unfit for use for beverage purposes, or other such flavoring materials, may not be manufactured on the premises of a rectifying plant unless they are to be used by the rectifier in making his taxable products. (\*; Sec. 3250 (1), I.R.C.)

Section 190.177 is amended to read as follows:

§ 190.177 Application, Form 122. When the rectifier desires to dump spirits for rectif cation, he will carefully gauge each package and prepare Form 122, in duplicate, giving a complete description of the packages and making application for permission to dump the spirits, except that where spirits are transferred to the rectifying plant directly upon taxpay-ment from a contiguous distillery or internal revenue bonded warehouse or a distillery or internal revenue bonded warehouse located in the immediate vicinity of the rectifying plant and owned by the proprietor of the rectifying plant or a subsidiary and dumped for rectification within three days after receipt, the withdrawal gauge will be considered as satisfying the requirement that the spirits shall be gauged when dumped for rectification. The supervisor will determine from all the circumstances in each case whether the distillery or warehouse and the rectifying plant are in the immediate vicinity. Where the spirits are so dumped on the withdrawal gauge, details of such gauge will be copied on Form 122 and in addition thereto, if the rectifying plant is equipped with processing tanks mounted on scales, the spirits may be dumped and gauged by weight in such processing tanks. In such case, the composite proof and proof gallons determined by such gauge shall also be reported on Form 122. The difference in proof gallons between the withdrawal (taxpayment regauge) and such tank gauge shall also be reported on Form 122. If the spirits are to be drawn from the storage tank, the rectifier will likewise execute Form 122 giving all the information applicable. Each Form 122 will be given a serial number beginning with "1" for the 1st day of January of each year and running consecutively thereafter to December 31, inclusive. (\*); Sec. 2313, L. R. C.)

Note: The asterick at the end of sections refers to sections 2001 (e) (1) and 3176, Internal Revenue Code.

- [SEAL] JOSEPH D. NUMAN, Jr., Commissioner of Internal Revenue.

Approved: November 1, 1945.

Joseph J. O'Connell, Jr.,
Acting Secretary of the Treasury.

[F. R. Dcc. 45-20255; Filed, Nov. 2, 1945; 12:03 a. m.]

# TITLE 31—MONEY AND FINANCE: TREASURY

Chapter I—Monetary Offices, Department . of the Treasury

[Philippine General Licence 2]

PART 142—GENERAL LICENSES ISSUED BY THE UNITED STATES TREASURY REPRESENTATIVE IN THE PHILIPPINE OFFICE, FOREIGN FUNDS CONTROL, UNDER EXECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS ALIENDED, AND REGULATIONS ISSUED FURSUATT THERETO

LICENSING OF INDIVIDUALS IN PHILIPPENE ISLANDS

September 6, 1945.

Philippine General License No. 2 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, General Ruling No. 18, section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 142.2 Philippine General License No. 2—(a) Qertain individuals and organizations generally licensed. A general license is hereby granted licensing as a generally licensed national:

(1) Any individual, other than a citizen or subject of Germany or Japan, who is residing within the Philippine Islands;

(2) Any partnership, association, corporation, or other organization situated in the Fhilippine Islands which is a national of a blocked country solely by reason of the interest therein of a person or persons licensed as generally licensed nationals pursuant to this general license;

Provided, however, That this paragraph shall not be deemed to authorize any payment, transfer, or withdrawal, or other dealing, with respect to any property situated, held, or maintained outside of the Philippine Islands.

(b) Certain persons not generally licensed. This license shall not be deemed to license as a general licensed national:

(1) Any individual who at any time on or since June 17, 1940 has been within Germany or Japan;

(2) Any individual who has been found by the Treasury Department to have been acting or purporting to act for the benefit or on behalf of Germany or Japan or nationals thereof:

(3) Any individual who has been excluded from the privileges of paragraph (2) (b) of General Ruling No. 18 or from the privileges of any general licenses by specific action of the Treasury Department

(c) Certain transactions not authorized. This license does not authorize any transaction prohibited by paragraph (3) of General Ruling No. 18.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 43 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8765, June 14, 1941, E.O. 8232, July 26, 1941, E.O. 8263, Dec. 9, 1941, and E.O. 8993, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, and July 26, 1941; General Ruling No. 18, May 25, 1945)

Issued by direction and on behalf of the Secretary of the Treasury.

[SEAL]

I. G. ALK, United States Treasury Representative.

Confirmed:

ORVIS A. SCHLIDT,
Director, Foreign Funds Control.

[F. R. Doc. 45-20257; Filed, Nov. 2, 1945; 12:03 p. m.]

### [Philippine General License 3]

PART 142—GENERAL LICENSES ISSUED BY THE UNITED STATES TREASURY REPRESENTATIVE IN THE PHILIPPINE OFFICE, FOREIGN FUNES CONTECT, UNDER EX-ECUTIVE ORDER NO. 8389, APRIL 10, 1940, AS ALIERDED, AND REGULATIONS ISSUED PURSUANT THERETO

LICENSING OF EMPORTATION FROM PHILIP-PRIES OF CERTAIN AUTHORIZATIONS OR INSTRUCTIONS

September 6, 1945.

Philippine General License No. 3 under Executive Order No. 8389, as amended, Executive Order No. 9193, as amended, General Ruling No. 18, Section 5 (b) of the Trading With the Enemy Act, as amended by the First War Powers Act, 1941, relating to foreign funds control.

§ 142.3 Philippine General License No. 3—(a) Exportation from the Philippines of certain types of authorization or instructions licensed. A general license is hereby granted authorizing, notwithstanding General Ruling No. 18, the sending, taking, transmitting, or otherwice exporting from the Philippine Islands to any other part of the United States and to the Generally Licensed Trade Area of instructions or authorizations relating to the maintenance, preservation, supervision, management, sale, or investment of any property located in any part of the United States other than the Philippine Islands or in the Generally Licensed Trade Area.

(b) Transactions not authorized. This license shall not be deemed to authorize:

(1) The sending, taking, transmitting or otherwise exporting of any type of property referred to in paragraph (3) of General Ruling No. 18, except the instructions or authorizations specified in paragraph (a) hereof;

(2) Any transaction which is by, on behalf of, or pursuant to the direction of, or which involves the property of any person who has been excluded from the privileges of paragraph (2) (b) of General Ruling No. 18 or from the privileges of any general licenses by specific action of the Treasury Department.

(3) Reference to license number required in communication. Any instructions or authorizations transmitted pursuant to this license shall make appropriate reference to the number of this . general license either in the text of the communication transmitting such instructions or authorizations or in a note attached thereto.

(Sec. 5 (b), 40 Stat. 415 and 966; sec. 2, 48 Stat. 1; 54 Stat. 179; 55 Stat. 838; E.O. 8389, April 10, 1940, as amended by E.O. 8785, June 14, 1941, E.O. 8832, July 26, 1941, E.O. 8963, Dec. 9, 1941, and E.O. 8998, Dec. 26, 1941; E.O. 9193, July 6, 1942, as amended by E.O. 9567, June 8, 1945; Regulations, April 10, 1940, as amended June 14, 1941, and July 26, 1941; General Ruling No. 18, May 25, 1945)

Issued by direction and on behalf of the Secretary of the Treasury.

[SEAL]

I. G. Alk, United States Treasury Representative.

Confirmed:

ORVIS A. SCHMIDT, Director, Foreign Funds Control. [F. R. Doc. 45-20256; Filed, Nov. 2, 1945; 12:08 p. m.]

# TITLE 32—NATIONAL DEFENSE

Chapter XI-Office of Price Administration

PART 1305—ADMINISTRATION

[SO 118, Amdt. 7]

SMALL VOLUME MANUFACTURERS-RECON-VERSION PRICING

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Appendix A of Supplementary Order 118 is amended in the following respect:

That portion of the Product List headed "Durable goods price branch" is amended by adding to the products listed therein the following:

Stoves, domestic, cooking and heating (except electric ranges).

Thermostats for use in gas and electric cooking ranges.

This amendment shall become effective on the 10th day of November 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES, Administrator.

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[F. R. Doc. 45-20292; Filed, Nov. 5, 1945; 11:43 a. m.]

PART 1305—ADMINISTRATION [SO 119, Amdt. 9]

INDIVIDUAL ADJUSTMENTS FOR RECONVERTING MANUFACTURERS

A statement of the considerations invoved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Appendix A of Supplementary Order 119 is amended in the following respect:

The portion of the Product List headed "Durable goods price branch" is amended by adding to the products listed therein the following:

Stoves, domestic, cooking and heating (except electric ranges).
Thermostats for use in gas and electric

cooking ranges.

This amendment shall become effective on the 10th day of November 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES. Administrator.

[F. R. Doc. 45-20293; Filed, Nov. 5, 1945; 11:43 a. m.]

PART 1364-FRESH, CURED AND CANNED MEAT AND FISH PRODUCTS

[RMPR 169, Amdt. 62]

BEÉF AND VEAL CARCASSES AND WHOLESALE CUTS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

Revised Maximum Price Regulation No. 169 is amended in the following respects:

- 1. A footnote reference 1 is inserted after the words "Utility or C" and "Cutter, Canner or D" in paragraph (d) (2) of the table in Section 1364.452.
- 2. A new paragraph (h) is added to Section 1364.454 to read as follows:
- (h) Freezing and/or packaging for the United States Department of Agriculture; Special delivery charges. On domestic sales of beef carcasses to the Production and Marketing Administration of the United States Department of Agriculture, the seller may add (1) 30 cents per hundredweight for wrapping or packaging in accordance with specifications prescribed by that agency, (2) 35 cents per hundredweight for freezing if the meats are frozen in the seller's own freezer facilities, (3) 50 cents per hundredweight for freezing if the meats are frozen in a commercial freezer, (4) an additional 15 cents per hundredweight to the amount specified in subparagraph (h) (2) or (h) (3) hereof, whichever is appropriate, if the invoice weights are determined by weighing the meats upon removal from the freezer, pursuant to the requirements of the Department of Agriculture, and (5) actual delivery charges, not to exceed the lowest common carrier rate for the method of transportation used, for delivery by the seller from the point at which the meat was slaughtered to a freezer, provided that

the point of slaughter is located beyond a radius of 15 miles from such freezer.

- 3. A new paragraph (j) is added to § 1364.469 to read as follows:
- (j) Freezing and/or packaging for the United States Department of Agricul-ture. On domestic sales of Veal car-casses to the Production and Marketing Administration of the United States Department of Agriculture, the seller may add (1) 30 cents per hundredweight for wrapping or packaging in accordance with specifications prescribed by that agency, (2) 35 cents per hundredweight for freezing if the meats are frozen in the seller's own freezer facilities, (3) 50 cents per hundredweight for freezing if the meats are frozen in a commercial freezer, (4) an additional 15 cents per hundredweight to the amount specified in paragraph (j) (2) or (j) (3) hereof, which-ever is appropriate, if the invoice weights are determined by weighing the meats upon removal from the freezer, pursuant to the requirements of the Department of Agriculture, and (5) actual delivery charges, not to exceed the lowest com-mon carrier rate for the method of transportation used, for delivery by the seller from the point at which the meat was slaughtered to a freezer, provided that the point of slaughter is located beyond a radius of 15 miles from such

This amendment shall become effective November 3, 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES. Administrator. 0

Approved: November 2, 1945. o

J. B. HUTSON,

Acting Secretary of Agriculture.

[F. R. Doc. 45-20266; Filed, Nov. 2, 1945; 4:15 p. m.]

PART 1407-RATIONING OF FOOD AND FOOD PRODUCTS

[Rev. RO 16,1 Amdt. 70 to 2d Rev. Supp. 1] MEAT, FATS, FISH AND CHEESES

Section A—Meats of the Official Table of Trade Point Values (No. 31), referred to in § 1407.3027 (a) is amended by assigning a point value of 6.0 points per pound for "Bottom round (outsides)" of grades AA, A, and B.

This amendment shall become effective November 2, 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20262; Filed, Nov. 2, 1945; 4:15 p. m.]

PART 1499—COMMODITIES AND SERVICES [RMPR 165, Correction to Supp. Servico Reg. 60]

CERTAIN SERVICES IN HAWAII

Supplementary Service Regulation 60 is corrected as follows:

<sup>&</sup>lt;sup>1</sup>9 F.R. 6772.

In § 1499.693 (b) (5), the number of the supplementary service regulation referred to therein should be 52 instead of

This correction shall be effective as of March 5, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES. Administrator.

[F. R. Doc. 45-20286; Filed, Nov. 5, 1945; 11:42 a. m.]

PART 1360-MOTOR VEHICLES AND MOTOR VEHICLE EQUIPMENT

[MPR 569,1 Incl. Amdts. 1-6]

MAXIMUM PRICES FOR USED MOTORCYCLES

This compilation of Maximum Price Regulation 569 includes Amendment 6, effective November 7, 1945. The text amended or revoked is indicated by underscoring or notes.

In the judgment of the Price Administrator, dollar-and-cents maximum prices better effectuate the purposes of the Emergency Price Control Act of 1942, as amended, than the method in the General Maximum Price Regulation for determining maximum prices. Therefore, the Price Administrator has caused this regulation, which establishes dollar-andcents regulations for used motorcycles, to

be issued and made effective.

The Price Administrator has ascertained and given due consideration to the prices of used motorcycles prevailing be-tween October 1 and 15, 1941, and has made adjustments for such relevant factors as he has determined to be of general applicability. So far as practicable, the Price Administrator has consulted with and has been advised by representative members of the industry which will be affected by this regulation.

In the judgment of the Price Administrator the maximum prices established by this regulation are and will be generally fair and equitable and will effectuate the purposes of the act. A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.<sup>2</sup>

Such specifications and standards as are used in this regulation were, prior to such use, in general use in the trade or industry affected.

#### ARTICLE I-SCOPE OF REGULATION AND PROHIBITION

Sec.

1. Applicability of regulation.

- Prohibition against dealing in used motorcycles at prices above the maximum.
- 3. Relation to other regulations.
- 4. Less than maximum prices.

#### ARTICLE II-MAXIMUM PRICES

- 5. Maximum prices for used motorcycles.
- 6. Base prices.
- 7. Warranted used motorcycles.
- 8. Special maximum prices.
- ¹9 F.R. 14294.
- \*Statements of considerations are also issued simultaneously with amendments. Copies may be obtained from the Office of Price Administration.

#### ARTICLE III—GENERAL FEGVISIONS

Sec. 9. Federal and State taxes.

- 10. Label or tag to be attached to a used
- motorcycle.
- 11. Certificate of transfer that must be completed for a cale of a used motorcycle. 12. Records and reports.
- 13. Evasion.
- 14. Enforcement.
- 15. Licensing. 16. Definitions.
- 17. Petitions for amendment. Appendix A.

Appendix B.

Appendix C.

Appendix D [Revoked].
Appendix E.

Appendix F.

AUTHORITY: § 1300.3 issued under 56 Stat. 23, 765; 57 Stat. 506; Pub. Law 383, 76th Cong.; Pub. Law 103, 79th Cong.; E.O. 9250, 7 F.R. 7871; E.O. 9328, 8 F.R. 4081; E.O. 9593, 10 F.R. 10155.

#### ARTICLE I-SCOPE OF REGULATION AND PROHIBITION

Section 1. Applicability of this regulation—(a) To what sales this regulation applies. This regulation applies to sales by all persons of used motorcycles manufactured new by Harley-Davidson Motor Company and Indian Motocycle Company (called used motorcycles in this regulation).

(b) Geographical applicability. This regulation applies to the forty-eight states of the United States and the District of Columbia, but not to the territories and possessions of the United

States.

SEC. 2. Prohibition against dealing in used motorcycles at prices above the maximum. (a) Regardless of any contract or other obligation except as pro-

vided in paragraphs (b), (c) and (d):
(1) No person shall sell or deliver any used motorcycle at a price higher than the maximum price permitted by this regulation, except as provided in para-

graph (d); and

(2) No person, in the course of trade or business, shall buy or receive a used motorcycle at a price higher than the maximum price permitted by this regulation, except as provided in paragraph (d), but if he, the purchaser, has received from the seller a written statement that the price charged does not exceed the maximum price, and he has no knowledge to the contrary, he shall be deemed to have complied with this paragraph (a); and

(3) No dealer shall retain payment in excess of the adjusted maximum price where the maximum price has been adjusted downward, pursuant to section 5 (c), because of his refusal to make the repairs or replacements required under

his warranty.

(4) No person shall agree, offer or attempt to do any of the acts prescribed in subparagraphs (1), (2) and (3) of this

[Subparagraph (4), formerly (3) redealg-nated and amended; new (3) added by Am. 2, 10 F.R. 6938, effective 6-13-45]

(b) A war procurement agency as defined in section 15 (d), or any contracting officer thereof, or any country whose defense the President deems vital to the

defense of the United States under the terms of the Lend-Lease Act, or any government agency of such a country, shall not be subject to the provisions of paragraph (a) (2). Moreover, any war procurement agency contracting officer, with respect to purchases he makes, in his official capacity, of used motorcycles, and any paying finance officer of the United States, with respect to payments he may make, in his official capacity, in connection with purchases of used motorcycles, shall be relieved of any and every liability, civil or criminal, imposed by this regulation or by the Emergency Price Control Act of 1942, as amended.

(e) Nothing in this regulation shall prevent the fulfillment of any written contract for the purchase of a used motorcycle whether in the nature of a conditional sales agreement, rental contract providing for purchase or other arrangement, entered into before the effective date of the regulation and under which the used motorcycle has been delivered

prior to that date.

(d) Where a promissory note covering payment to a dealer or other seller for a used motorcycle is discounted by a bank, finance company, or other person, and the latter takes possession of the used motorcycle after default by the maker of the note, the return of the repossessed used motorcycle to the dealer in connection with the recovery from him of the unpaid balance of the note does not constitute a sale, purchase, or transfer, subject to the regulation. However, the sale of a repossessed used motorcycle by such a holder of "motorcycle paper" at public or private sale, except the return of a used motorcycle in connection with a contract to repurchase, is subject to the regulation. Notwithstanding the provisions of this paragraph, where a promissory note covering payment to a dealer or other seller for a motorcycle is discounted by a bank, finance company or other person, and the latter takes possession of the used motorcycle after default by the maker of the note, nothing in this regulation shall prevent the bank, finance company, or other person who discounted the note from selling the used motorcycle for an amount not exceeding the unpaid balance on the note, or the applicable maximum price, if it is higher, in the case of a used motorcycle delivered prior to the effective date of the regulation by the dealer or other seller to the person making the note.

Sec. 3. Relation to other regulations— (a) In general. The transactions, persons, and commodities subject to this regulation shall not be subject to any other regulation issued by the Office of Price Administration in so far as they are affected by this regulation, except as provided in paragraph (b). This regulation, therefore, with respect to the used motorcycles it covers, supersedes the General Maximum Price Regulation 3 and orders issued thereunder, and orders issued under Supplementary Order 94.4

(b) Exports. The provisions of this regulation do not apply to the purchase.

<sup>\*9</sup> F.R. 1223, 5163, 6166, 8159, 10193, 11274. \*9 P.B. 9415, 10236, 13267.

sale or delivery for export from the Continental United States of a used motorcycle. Such a sale, purchase or delivery is covered by the Second Revised Maximum Export Price Regulation.<sup>5</sup>

Sec. 4. Less than maximum prices. Prices lower than maximum prices established by this regulation may be charged and paid.

#### ARTICLE II-MAXIMUM PRICES

Sec. 5. Maximum prices for used motorcycles. To figure the maximum price of a used motorcycle, the seller must:

(a) Find the base price according to

section 6; and

(b) Add to it \$75.00 for a side car or delivery body, if any, (no other additions may be added to the base price even though the motorcycle is equipped with accessories or other extra equipment); and

(c) If the used motorcycle is sold as a warranted used motorcycle (as defined in section 7), and the sale is by a dealer to a nondealer, add \$50,00 or, if it is higher, add 25% of the total of the base price and the \$75.00 allowance, if any. If the amount to be added is in cents (that is, a certain number of dollars and cents) the amount shall be evened to the nearest dollar.

The inclusion in the maximum price of an additional amount when a used motorcycle is warranted is conditioned on the used motorcycle being in good operating condition as defined in section 7 (b). If a dealer sells at the warranted maximum price a used motorcycle not in good operating condition he makes an overcharge in excess of the permitted maximum price (the non-warranted

maximum price).

The inclusion in the maximum price of an additional amount when a used motorcycle is warranted is also conditioned upon the making of repairs or replacements in accordance with the dealer's warranty. If the dealer refuses to make these repairs or replacements, the maximum price for the used motorcycle shall be the maximum price for the used motorcycle when warranted reduced by 50% of the amount the purchaser would have to pay for the repairing or replacement which the dealer should have made under his warranty, and the dealer shall refund the amount of that reduction to the buyer. Refusal to refund that amount will constitute an overcharge in excess of the maximum price. If upon the dealer's refusal to make repairs or replacements in accordance with his warranty, the purchaser has such work done by another before receiving a refund from the dealer, the actual cost of such work shall be considered the amount by which the maximum price is reduced. For the purposes of this section, failure to make repairs or replacements required by the warranty within a reasonable time from the date the used motorcycle is delivered to the place of business of the dealer shall constitute a refusal to make such repairs or replacements regardless of the reasons why they are not made.

[Above two paragraphs added by Am. 2, 10 F.R. 6938, effective 6-13-45]

Sec. 6. Base prices—(a) How to find the base price. In figuring his maximum price, the seller shall take as his base price a price found by following the directions given below which apply to the used motorcycle he is selling, always using, when he does so, the prices given in Appendix B for the particular region in which the used motorcycle is located at the time of sale, except where the used motorcycle is located at the time of sale not more than 100 miles from the boundary between regions A and B.

If the used motorcycle is located only 100 miles, or a lesser number of miles from this boundary, the following shall determine what region shall be used for the purpose of selecting the price in Ap-

pendix B.

If the seller is a dealer or other seller generally engaged in the business of selling used motorcycles, he shall use the Appendix B price for the region in which is located his established place of business. If he has an established place of business in more than one region, he shall use the first applicable of the following: The Appendix B price for the region in which is located the place of business from which the sale is made; the Appendix B price for the region in which is located the established place of business closest to the place of sale.

If the seller is a person not generally engaged in the business of selling used motorcycles, he shall use the Appendix B price for the region which contains the state where the used motorcycle is registered at the time of sale, or if not registered at the time of sale, the state where it was last registered before the time of sale.

The regions for which prices are listed in Appendix B, and the states included in each region, are stated in Appendix A.

- (b) Base price for a used motorcycle of model year 1937, or a later model year, complete with standard equipment. Take the base price listed in Appendix B when the used motorcycle is complete with standard equipment. "Standard equipment" means all functional parts of a motorcycle and other parts with which it is equipped when delivered as a new vehicle from the factory.
- (c) Base price for a used motorcycle of model year 1936 or before, complete with standard equipment. Base prices are listed in Appendix B only for model years 1937 and later model years. To determine the base price of a used motorcycle of model year 1936 or before, complete with standard equipment, take the base price in Appendix B for the most comparable 1937 model of the same make.
- (d) Base price for a used motorcycle minus standard equipment. The base prices in Appendix B are for used motorcycles complete with standard equipment. Where a used motorcycle is minus standard equipment at the time of sale, the base price shall be the price in Appendix B that would be applicable under paragraph (b) or (c) if it were complete

with standard equipment less 50% of the retail list price which would be charged for each piece of missing standard equipment if it were new.

Sec. 7. Warranted used motorcycle—
(a) Definition. A warranted used motorcycle is a used motorcycle:

(1) Which is in good operating condition as defined in paragraph (b); and

(2) For which a dealer (as defined in section 16 (b) furnishes in writing to the purchaser at the time of sale the war-

ranty in paragraph (c); and

(3) In the case of a dealer who does not have a shop and equipment adequate for repairing or reconditioning used motorcycles, it shall be a used motorcycle which, in addition to satisfying the conditions in (1) and (2), is one for which the service supplier that makes the repairs or replacements for the dealer in accordance with section 16 (b) guarantees in writing the making of the repairs or replacements the dealer is obligated to make under his warranty. The guaranty shall be made in the manner stated in paragraph (d).

(b) Good operating condition. A used motorcycle is in good operating condition when its functional parts, and those of its non-functional parts which are customarily attached to a motorcycle, are in a condition that will permit the used motorcycle to be driven safely and effi-

ciently.

(c) Dealer's warranty. The warranty a dealer shall furnish in writing to a purchaser at the time of sale is:

#### DEALER'S WARRANTY

The used motorcycle described below is hereby warranted to be in good operating condition, and to remain in such condition under normal use and service for a period of 30 days after delivery, or 1000 miles, whichever may first occur.

We agree, it said vehicle is dolivered during the above period to our place of business, to make with reasonable promptness any repairs or replacements which may be necessary to its good operating condition in accordance with normal use and service at a cost to the purchaser named below of not more than 50% of the normal charge for such repairs and replacements. Our normal charge is not in excess of OPA ceilings.

charge is not in excess of OPA ceilings.

This warranty does not extend to tires, tubes, paint, glass, upholstery, or to any repairs or replacements made necessary by misuse, negligence or accident.

Make of used motorcycle
Date of delivery
Serial number
Total selling price \$
Model
Speedometer reading
Motor number

# Name of purchaser

Address

Signature of dealer making sale, or name of dealer and signature of authorized agent.

# Dealer's Address

(d) Service supplier's guaranty. The guaranty which a service supplier shall furnish in connection with the sale of a warranted used motorcycle shall be part of the same document that contains the "Dealer's Warranty" for such a used motorcycle, and shall be stated in that

<sup>\*8</sup> F.R. 4132, 5987, 7662, 9998, 15193; 9 F.R. 1036, 5435, 5923, 7201, 9834, 11273, 12919, 14346; 10 F.R. 863, 923, 2432.

document immediately below the address of the dealer given in that warranty. The service supplier's guaranty is as follows:

The undersigned service supplier guarantees the making of the repairs or replacements which the dealer furnishing the above warranty is required to make under that warranty.

Signature of Service Supplier who will perform reconditioning or repairing under the warranty, or name of such person and signature of authorized agent.

#### Service Supplier's Address

(e) Additional warranties by dealer. A dealer may extend to the purchaser warranties in addition to those provided in the warranty stated in paragraph (c) but this shall be done in warranties separate and in addition to the warranty provided in paragraph (c), and the maximum price established by section 5 shall not be increased thereby.

(f) Purchaser's customary legal remedies for dealer's failure to perform obligations of warranty or service supplier's failure to perform obligations of his guaranty. Nothing in this regulation restricts the legal remedies available to a purchaser of a used motorcycle under the applicable state law for the breach either of a dealer's warranty or a service supplier's guaranty.

[Sec. 7 amended by Am. 2, 10 F.R. 6938, effective 6-13-45]

Sec. 8. Special maximum prices-(a) Maximum prices for used motorcycles which cannot be priced under sections 5 and 6. The maximum price for a used motorcycle (Harley-Davidson or Indian) which cannot be priced under sections 5 and 6 shall be a price, in line with the level of maximum prices established by this regulation, specifically authorized by the Office of Price Administration. Any seller seeking such an authorization shall file an application with the Office of Price Administration, Washington, D. C. If the seller does not file under this section, the Office of Price Administration may establish a maxl-mum price of its own accord. This price shall be in line with the level of maximum prices established by this regulation. Authorization of prices under this paragraph shall be by order.

[Paragraph (a) amended by Am. 1, 10 F.R. 2658, effective 3-13-45]

(b) Application for a special maximum price for the resale of a used Harley-Davidson or Indian motorcycle purchased from the United States Government—
(1) When an application may be filed. Application for a special maximum selling price may be made under this paragraph if:

(i) The Motorcycle (Harley-Davidson or Indian) was purchased prior to December 2, 1944 from the United States Government or any of its agencies by the applicant; and

(ii) The purchase price was more than the base price in Appendix B (plus the allowance of \$75 for a side car when such equipment was purchased with the motorcycle). (2) What the application must contain. The application shall contain (i), a showing that the conditions in subparagraph (1) above are present; and

(ii) The make (Harley-Davidson or Indian), model, model year, motor number and serial number if any, of the motorcycle for which a special maximum price is requested; and

(iii) An indication as to whether there is or is not a side car to be resold with the motorcycle for which a special maximum price is requested;

(iv) A copy of the invoice covering the sale to the applicant by the United States Government, or any of its agencies, of the motorcycle for which a special maximum price is requested.

(3) Action by the Office of Price Administration. If the applicant demonstrates that he purchased the motorcycle prior to December 2, 1944, from the United States Government, or any of its agencies, at a price higher than the base price in Appendix B (plus the allowance of \$75 for a side car when there is one) then a special maximum price will be authorized by order. This special maximum price will be the maximum amount that may be charged for a non-warranted sale and will include the allowance of \$75 for a side car when there is one to be resold with the motorcycle.

When the applicant makes a warranted sale of the motorcycle for which he receives a special maximum price, in addition to the special maximum price, he may charge a markup of 25% on this special maximum price or \$50, whichever is higher.

[Paragraph (b) amended by Am. 1, 10 FR. 2658, effective 3-13-45]

# ARTICLE III—GENERAL PROVISIONS

Sec. 9. Federal and State taxes. There may be added to the maximum price for the sale of any used motorcycle the amount of any Federal, State, county or municipal tax upon, or incident to, the particular sale, or delivery or processing in connection with such sale. There may also be added to this maximum price the amount of any Federal, State, county or municipal tax on the use of such motorcycle which applies to any unexpired part of the period the tax covers. Any taxes paid on the used motorcycle or extra equipment when new are not to be added to, or included in, the maximum price.

Sec. 10. Label or tag to be attached to a used motorcycle. Every person generally engaged in the sale of used motorcycles shall attach to every used motorcycle on display a label or tag not smaller than 4" x 8" in the form given below, on which shall be set forth legibly all of the information called for in such form.

#### OFFICE OF PRICE ADMINISTRATION

Washington, D. O.

Form No. 694-2130

This tag 4 is in accordance with Section 10 of Maximum Price Regulation No.

Make		
Year	Model	
Serial No.		No

\*Dealer is responsible for reproduction of the tag without change.

- (1) Maximum Price 3

  Warranted [ ] Not Warranted [ ]

  Check one

Dealers Name Address

City and State

SEC. 11. Certificate of Transfer that must-be completed for a sale of a used motorcycle. Every person when he sells a used motorcycle covered by this regulation shall prepare a Certificate of Transfer, Appendix C, in duplicate, in accordance with the instructions in that appendix, sign both copies of the certificate, give one copy to the purchaser at the time of sale, and not later than five days from the date of sale turn in the original copy to his local War Price and Rationing Board.

For the purposes of this section, a trade-in of a used motorcycle is a sale, and the person trading in the used motorcycle must take the steps required of sellers by this section.

Copies of the Certificate of Transfer may be obtained from sellers generally engaged in the business of selling used motorcycles or from local War Price and Rationing Boards.

[Sec. 11 amended by Am. 2, 10 FR. 6338, effective 7-10-45 (effective date of Am. 2 amended by Am. 4, 10 FR. 6356, effective 6-13-45); and Am. 6, effective 11-7-45]

Sec. 12. Records and reports—(a) Records. Every person generally engaged in the business of selling used motorcycles shall, so long as this regulation remains in effect, keep and make available for examination by the Office of Price Administration the following information in regard to every used motorcycle he has acquired for resale:

 A complete description of the used motorcycle including make, model year, serial number, motor number and type;

(2) The name and address of the person from whom he acquired the used motorcycle;

(3) The price he paid for the used motorcycle either on an outright basis or on a trade-in;

(4) The cost of repairs and replacements made in the used motorcycle and a description of the repairs and replacements made;

(5) The name and address of the person to whom he sold the used motor-cycle:

cycle;
(6) The price he charged the purchaser for the used motorcycle excluding taxes and finance charges;

(7) The amount he charged the purchaser to cover taxes and the taxes for which the amount was charged;

(6) The amount he charged the purchaser for financing the sale on an instalment basis, if any;

(9) A copy of the warranty he furnished the purchaser if he sold the used motorcycle at a price higher than the as-is price.

(b) Additional records and reports. Every dealer, or other seller generally engaged in the business of selling used motorcycles, shall keep such records in addition to those required by paragraph (a), and file such reports, as the Office of Price Administration may from time to time require. Such records and reports, however, shall be subject to the approval of the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

[Sec. 12 amended by Am. 2, 10 F.R. 6938, effective 6-13-45]

Sec. 13. Evasion. It shall be a violation of this regulation to charge a price above the applicable maximum price in connection with any sale of a used motorcycle, either alone or in conjunction with any other consideration even though the price increase appears only indirectly. Specifically, but not exclusively, the seller is not permitted to require the purchaser, as a condition of the sale or transfer of the used motorcycle, to make payment over a period of time; to require him to finance the purchase through any particular lending agency; to require him to purchase any equipment, accessories, repairs, parts, or services so as to increase the total compensation above the maximum price; to require him to purchase any other commodity or service; or to require him to make payment in whole or in part by exchanging, transferring or trading in any other vehicle, product or commodity. Where there is an exchange, transfer or trade-in in connection with a sale, it is a violation for the seller to give the purchaser an allowance for the vehicle, product or commodity, exchanged, transferred, or traded in, which is less than its reasonable value.

Furthermore, the seller is prohibited from providing for the purchase of the used motorcycle by a lessee under a rental contract at an agreed valuation which together with the amount paid for the rental is higher than the applicable maximum price at the time the rental contract is entered into, and from making the terms and conditions of sale more onerous to purchasers than they customarily have been except to the extent allowed by this regulation. However, the Office of Price Administration may upon written request grant written permission to any dealer subject to this regulation to change his credit terms, where such change is necessitated by orders issued by, or at the request of, the United States Government.

It shall also be a violation for any person to charge, pay or receive a finder's fee or other compensation in connection with the procurement of a used motorcycle where the finder's fee or other compensation plus the purchase price for the used motorcycle exceeds the permitted maximum price, except that this prohibition shall not apply to the case of a bona fide employer-employee relationship between a seller generally engaged in the business of selling used motorcycles and an employee of the type of employee generally considered by the motorcycle trade to be a used motorcycle salesman,

[Sec. 13 amended by Am. 2, 10 F.R. 6938, effective 6-13-45]

Sec. 14. Enforcement. Persons violating any provision of this regulation are subject to the criminal penalties, civil enforcement actions, proceedings for suspension of licenses, and suits for treble damages provided for by the Emergency Price Control Act of 1942, as amended.

Sec. 15. Licensing. The provisions of Licensing Order No. 1° licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended.

SEC. 16. Definitions. When used in

this regulation, the term:

(a) "Person" includes an individual, corporation, partnership, association or any other organized group of persons, or legal successor or representative of any of the foregoing and includes the United States or any agency thereof, or any other government, or any of its political subdivisions, or any agency of any of the foregoing.

(b) "Dealer" is a person who has received an order from the Office of Price Administration authorizing him charge for a warranted used motorcycle defined in section 7 a warranted maximum price permitted by section 5, and whose authorization has not been revoked in accordance with paragraph 2 or 5 below. (1) Application for dealer authorization-(i) Preparation of application form. A person who seeks authorization to act as a dealer must request this authorization from the Office of Price Administration on OPA Form No. 694-2163, "Application for Authorization to Act as a Dealer in Automotive and Related Vehicles." This form is Appendix E of the regulation. The form will be acceptable as an application only when the information the form requests is inserted in, or attached to, the form, and it is signed by the applicant or his authorized representative.

(ii) Place of filing. The application must be filed in the district office of the Office of Price Administration having jurisdiction of the area in which the place of business of the applicant is located. If applicant has a place of business in more than one district office area a separate application must be filed for each place of business with the district office having jurisdiction over the area in which the place of business is located. If the applicant has more than one place of business within one district office area, he shall file one application for the group of businesses in the area.

of businesses in the area.

(iii) Investigation of application.

Upon receipt of an application for dealer authorization, the authorized district office may make such investigation of the facts involved in the application, hold such conferences, and request the filing of such supplementary information, as may be necessary to the disposition of the application.

(iv) Disposition of application for dealer authorization by District Director.

The District Director of the district office having jurisdiction over the area in which the applicant's place of business is located shall either grant or deny by order an application for dealer authorization. The requirements that must be present before the grant shall be made are contained in (v) below. If they are not all present the application shall be denied.

(v) Requirements for grant of application by District Director. An application for authorization to sell as a dealer shall be granted if:

(a) The applicant is generally engaged in the business of acquiring for sale, selling, displaying, repairing and reconditioning used motorcycles; and

(b) The applicant has a place for selling and displaying used motorcycles; and

(c) The applicant has a shop and equipment for repairing and reconditioning which in general are adequate for placing used motorcycles in good operating condition as defined in section 7 (b) and for fulfilling the terms of the warranty in section 7 (c). (The location of the shop and equipment beyond a reasonable distance from the place of delivery of used motorcycles to purchasers, is one of the reasons why such facilities are not adequate); but

(d) In the case of an applicant who does not have the facilities described in (c) above, as a substitute for them, he may have a working arrangement, evidenced by a written contract, with a service supplier, who has adequate repairing and reconditioning facilities described in (c) above, whereby the service supplier will perform the reconditioning and make the replacements the applicant, as a dealer, is required to make to place a used motorcycle in good operating condition as defined in section 7 (b) or to fulfill the terms of the warranty in section 7 (c).

(vi) Publicizing of dealer authorization. Every person who receives an order authorizing him to sell as a dealer shall place this order in a consplcuous place in his place of business. Such a person shall also state on every Certificate of Transfer he prepares in accordance with the regulation the dealer authorization number which he shall receive in the dealer authorization order.

(2) Revocation of dealer authorization—(i) General. The District Director of a district office having jurisdiction over the area in which a dealer's place of business is located may by order revoke a dealer's authorization for the reasons stated in (ii) below. However, no order of revocation shall be effective unless the dealer against whom the order is directed was notified by registered mail or by personal service of the District Director's intention to revoke the authorization and the reasons for such action at least ten days prior to the issuance date of the revocation order, and had a reasonable opportunity prior to the issuance of the order to present information either orally or in writing to the District Director, or a responsible official in the district office designated by the District Director, to show that the authorization should not be revoked.

(ii) Basis for revocation of dealer authorization. An order granting a dealer

º8 F.R. 13240.

authorization may be revoked if the District Director finds from substantial evidence that:

(a) Any one of the requirements in (b) (1) (v) was not in existence at the time the applicant filed his application although he represented in his application that the requirement was in exist-

ence; or
(b) Any one of the requirements in (b) (1) (v) is not in existence after the date of filing of the application; or

(c) A person authorized to sell as a dealer does not comply with the provisions of the regulation which permit a markup of the base price and the allowance of \$75 for side car, if any; or

(d) Repairing and reconditioning facilities are beyond a reasonable distance from the dealer's place of delivery of

used motorcycles.

- (3) Request for review—(i) General. Any person generally engaged in the business of selling used motorcycles whose application for dealer authorization has been denied, or whose dealer authorization has been revoked, by an authorized District Director of a district office may file with that district office a request for review by the Regional Administrator for the region in which the district office is located. However, where an application for dealer authorization is denied in the first instance or a dealer authorization is revoked by an authorized Regional Administrator the request for review shall be filed with his regional office. The request for review shall be made on OPA Form 694-2350 set out in Appendix F and shall be filed not later than 60 days after the date on which the order of denial or revocation was mailed. Requests for review shall be deemed filed on the date received by the district office. However, requests for review addressed to the appropriate district office bearing a postmark dated within the 60 days after the date the order of denial or revocation was mailed which are received after the expiration of the 60 day period shall be considered filed within that period.
- (ii) Action on review. After due consideration, the Regional Administrator shall grant or deny the application for dealer authorization or affirm or reverse the order of revocation issued by the District Director. However, where the authorized Regional Administrator denied the application for dealer authorization in the first instance or revoked the dealer authorization the Administrator shall grant or deny the application for dealer authorization or affirm or reverse the order of revocation. The person whose application has been reviewed or the person who has had the revocation of his dealer authorization reviewed, shall be informed by order of the action

[Subparagraphs (i) and (ii) amended by Am. 5, 10 F.B. 7930, effective 6-27-45]

(iii) Maximum prices of applicant for dealer authorization or of persons whose dealer authorization has been revoked—(a) Applicant for dealer authorization. No applicant for dealer authorization shall charge prices higher than base prices in Appendix B plus the allowance of \$75 for side car, if any, unless he is specifically authorized by order to charge maximum warranted prices in section 5 for warranted used motorcycles defined in section (7).

(b) Person whose dealer authorization has been revoked. No person whose dealer authorization has been revoked shall charge prices higher than base prices in Appendix B plus allowance of \$75 for side car, if any, unless he is spacifically authorized by order to resume charging warranted maximum prices for warranted used motorcycles defined in section (7).

[Headnote amended by Am. 6, effective 11-7-451

(4) Protest of denial of application for dealer authorization or of revocation of dealer authorization. When on request for review the Regional Administrator or the Administrator, whoever is applicable, issues an order denying an application for dealer authorization, or affirming a revocation of a dealer authorization, the applicant, or the person whose dealer authorization has been revoked, whoever it may be, may file a protest against such order in accordance with the provisions of Revised Procedural Regulation No. 1. There is no specific statutory limit of time within which protests must be filed. However, if the filing of a protest is unduly delayed, the de-fense of laches (unreasonable delay) may be available to the Administrator. Where an order is issued denying an application for dealer authorization or revoking a dealer authorization ordinarily there will be no reason why a protest cannot be filed promptly after the order of denial is issued. Accordingly, if a protest is filed more than 90 days after the issuance of the order, the Administrator will ordinarily regard the delay as unreasonable and dismiss the protest unless special circumstances are shown which justify the delay.

[Subparagraph (4) amended by Am. 6, effective 11-7-45]

(5) Revocation of authorization to sell as dealers in effect prior to August 1, 1945. Any and all authorizations to sell as dealers which were granted under section 16 (b) prior to its amendment by Amendment 3 either by the wording of that section alone or by its wording and a special authorization issued by the Office of Price Administration are revolted as of August 1, 1945.

[Paragraph (b) amended by Am. 3, 10 F.R. 6955, effective 8-1-45, except as to the filing and processing of applications and the issuance of orders of authorization and denial it shall become effective June 27,

(c) "Sale" includes sales, dispositions, exchanges, and other transfers and contracts and offers to do any of the foregoing. It includes conditional sales and sales under rental contracts, lease agreements or other agreements except as excluded by section 2 (c). It also in-

cludes transfers by banks, finance companies, or other persons discounting promissory notes following the taking of possession by such persons upon default of the persons making such promiscory notes except as excluded by section 2 (d). The term "sale" does not refer to the adjustments of losses made in connection with settlements of claims under contracts of insurance against fire, theft, collision, other loss of property or other coverage, even though the right of subrogation may be involved, or to transfers to insurers in connection with adjustments of total losses under insurance contracts. The term "sale", "seller", "selling", "purchase", "purchaser" and "purchasing" shall be construed accordingly.

Δ

(d) "War procurement agency" includes the War Department, the Department of the Navy, the United States Maritime Commission, the Lend-Lease Section of the Procurement Division of the Treasury Department, and the following subsidiaries of the Reconstruction Finance Corporation: Rubber Reserve Corporation, Metals Reserve Corporation, Defense Plant Corporation, and the Defense Supplies Corporation or any agency of the foregoing.

SEC. 17. Petitions for amendment. Any person seeking a modification of any provision of this regulation may file a petition for amendment in accordance with the provisions of Revised Procedural Regulation No. 1' issued by the Office of Price Administration.

Apprendix A-Regions for Which Base Prices ARE LICTED IN AFFERDIX B AND STATES IN-CLUDED IN SUCH REGIONS

Region A All states not listed under Region B, and the District of Columbia.

Region B Arizona California Idaho Nevada Oregon Washington

APPENDIX B-TABLE OF BASE PRICES (a) Herley Davidson

Medel	Boso price in region—			
	A	В		
45 W Cr 45 W LA Twin 45":  10:12, 10:13, 10:14, E15.  10:10.  10:20.	NON THE CHEST OF T			

<sup>\*9</sup> FR. 10476, 10715.

APPENDIX B—TABLE OF BAS  (a) Harley Davidson-		-Con.	Appendix BTable ( (b) Indian M			Con.	(b) Indian Metorcycles—		Con.
Base price in region—				• Base p	rice in			orico in	
Model	A .	В	Model		A A	В	Model	A	В
80—Twin 80"—Continued.  1038 1037 74 Twin—74"—OHV: 1942 1943 1944 1940 1039 1038 1038 1037 G or GA Servi-car—3 Wheel: 1941 1940 1039 1039 1038 1037 The state of	\$190 150 396 316 284 248	\$206 166 412 332 300 264 228 191 468 376 340 300 220 220 336	4-4 cylinder: 1942, 1943, 1944, 1945 1941 1940 1939 1939 1937 3-Twin 74": 1942, 1943, 1944, 1945 1941 1940 1939 1939 1938 1937 6-Twin 45": 1942, 1943, 1944, 1945 1941 1940 1939 1939 1939 1939 1939 1939 1939 193		\$404 324 292 256 220 180 364 292 292 293 193 155 355 248 248 216 248 216 2180 180	\$420 340 303 272 236 196 330 330 244 211 171 360 292 264 232 196 161	5-Twin 30-50: 1942, 1943, 1944, 1945 1941 1940 1939 1938 1937 Dispatch tow-3-wheel: 1942, 1943, 1944, 1945 1941 1940 1938 1938 1937 8-Army Special—Shalt Drivo: 1942, 1943, 1944, 1945 1911 7-Army Special—Twin 30-50: 1941  [Paragraphs (a) and (b) amen 10 F.R. 6938, effective 6-13-4	\$224 176 126 100 76 464 372 336 202 252 208 220 256 232 ded b	\$240 191 169 141 110 91 480 382 362 209 208 221 309 221 221
OPA FORM 694-2427		7	APPE Form Approved Budget Bureau No. 08–R605.2	Name	of Purcha	ser.			<del></del>
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Under the Provisions of Maximum						Zone Numb	·	1 818	ato.
	Miotore	reies		Name	of Seller.				
	NSTRUC cate in du		both copies, give one copy to	Dealer	Authoriza	tion No. (if s	any).		
the purchaser at the time of sale, and in the original copy to his local War.	d not later	than five de	ays from the date of sale turn Board.	Addre	ss-Numb	er and Stree	t.		
The seller is to prepare the certificate in duplicate, sign both copies, give one copy to the purchaser at the time of sale, and not later than five days from the date of sale turn in the original copy to his local War Price and Rationing Board.  For the purposes of this certificate, a trade-in of a used motorcycle is a sale and the person trading in the used motorcycle must take the steps required of sellers by this certificate.		City and Postal Zone Number. State.							
The information required under serial numbers, should be supplied serial numbers should be obtained motorcycle is not listed in Appendi	from Appe	ndix B of the motorcycle i	e regulation. The motor and registration card. When the	To be filled in by the seller					
motorcycle is not listed in Appendi the motorcycle registration card.	x B, supply	y the descrip	tion in so far as possible from				DESCRIPTION OF MOTORCYCLE (See Instructions)		
			•	Make.				ear.	
				Model		<del></del>			
•	•			Serial	No.		Motor No.		
				1 Rese	nrice of m	otorovolo no	PRICE CALCULATION listed in Appendix B of MPR 569.	<del></del>	
				2 Is m	otorcycle (	quipped wi	th side car? Yes No	-   8	
' Do not wri	te in space	within heav	y lines	3 Mar	dimum pri	ce for motor	rgycle without dealer warranty: (Total o	of 1 [	) 
	BOARD A	CTION		4 Max	kimum pri	ce for motor	cycle if sold with dealer warranty	;	
Board Stamp.				5 Federal, State, and local taxes which may be collected by seller					
Board Recommendation.			<del></del>	6 Actual sales price for motorcycle including taxes\$					
Signature of Board Member.	<del></del>			State or Territory in which the motorcycle was last registered or titled by the owner.					
DIS	TRICT OFF	CE ACTION	<del></del>	Is the seller a dealer? Yes No					
Reviewed By:			If you are a dealer selling with a warranty, did you deliver to the purchaser a copy of the warranty?  Yes No						
Remarks:	<del></del>			WARN or 10	nng.—An ) years' im	misreprese prisonment,	entation on this certificate may be cause, or both.	for \$1	0,000 fine,
CERTIFICATION OF The undersigned hereby has complied with the requir mum Price Regulation No. Prices for Used Motorcycle actual sale price of the motor than the maximum selling lished by Maximum Price Re	certifies rements . 569, M s, and i rcycle is r	of Maxi- aximum that the not more s estab-	and further certifies rectly or indirectly wand addition to the actual a cycle as shown on thi Sign here  (Signature of Seller)	as or veale priss certi	will be a ice of the ficate.	nade in	[Appendix C added by Am. 2, effective 7-10-45 (effective d amended by Am. 4, 10 F.R. 6-13-45); and Am. 6, effective [Appendix D added by Am. 2, effective 7-10-45; revoked by tive 11-7-45]	ate of 6956, c ve 11- 10 F.	f Am. 2 effective -7-45] R. 6938,

			Appen	DIX :	C		•
OP.		3M 694-2163 5) Bu	Form Approved dget Burcau No. 63-R1894	Г	?lem	Name of Applicant.	
		United States of America Office of Price Administration				•	
Washington 25, D. O.			Principal Businers Address—Number and Street.				
A	PPLICA:	tion for authobization to act as a dealer in au vehicles	TOUGTIVE AND RELATED	City, Perial Zono Number, State			
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			PART I—C	EN	ER.	l <b>L</b>	
1	Firm	n Name of Applicant.		6	۵	Aso yen a new cos, new motorcycle, er new truck dealus?	Yes No
2	Princ	cipal Business Address—Number and Street.			ь	H"Yes," give namely, of new makels) handled.	-
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-8	List	below all addresses and area in square feet where u	sed vehicles are displayed	7	H	ow long have you been in but need?	
	Addi	d sold. · · · · · · · · · · · · · · · · · · ·	Area	-		Years	
				ľ	```	and he date summer acoust, and e	
					A	drees of finance company.	
				9	D	yeu epente yeur gan corside department?	Yes No
	<u> </u>				n	enower is "Yes," do not fill out Part IL.	
4		Do you have a dealer's license (if it is required by 81 ipal Law?	ate or Munic- Yes No	10	n	onswer to Item 0 is "No," do yeu have a werling emangen written controct with a crivice cuppil r who has facilities, in a dequate to place a which in see I operatus condition as dei he applicable regulation or to make the regains and replac equired by the warranty in the applicable regulation?	ent by Thirth, ired in Ves No ements [] []
	ь	H "Yes," what is the license number?	3737				<del></del>
5	Do 3	you have a dealer's license plate?	Yes No		"	enswor is "Yer," attach a carifical copy of the written contract Fort II and Part III.	
		PART II				PART III	
1	Firm	n Name of Service Supplier.		1	A	idines of Service Department of Applicant or Service Suppl pplicable.	liar, whichever is
-	Addi	ress-Number and Street.			Ci	iy, Pectal Zone Number, State.	hex
	City	, Postal Zone Number, State.		2	F	eer area in equare feet.	
2	How	long in business?		3	N	imber of mechanics, believe, etc., recularly employed.	
		Years Months		4	A	preximate value of to About moddinary.	\$
8	Boar	rd Number and Address of Service Supplier.		5	Λ	preximate value of repair parts and cupplies on bond.	\$
	Addit	ional information:	•				
TIOD	chever	sion of section 15 (b) of Braximum Frice Regulation r is applicable.	1 (96) Section 10 (c) or with	MT (XI	11 I I	ren's for pranting authorization to the applicant to call used on altitution may revoke the authorization pranted in accordance for Regulation CO, execution is (b) of Revice) Maximum Pric othe best of his knowledge, information, and ballef.	re, or used motor e with the reveas se Regulation 241,
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(Name of Authorized Agent)

WARNING.—Any false statement made in this application may be cause for a \$10,000 fine, 10 years' impriciament, or both.

OPA FORM 694-2163 (4-45) BACK

APPENDIX F

OPA	FORM	694-237
OLA		003-200
	// /5	

OPA FORM 694-2350 (4-45)	Form Approved Budget Bureau No. 03-R1365	Name of Person Making Request.
	United States of America Office of Price Administration	Address—Number and Street.
*	REQUEST FOR REVIEW OF ORDER	City and State. •
Check which	omitted in support of a request for review of order— Denying Application for Dealer Authorization. Devoking Dealer Authorization.	
Check which	n Applicant for Dealer Authorization. Seller Whose Dealer Authorization Has Been Revoked.	•
• • • • • • • • • • • • • • • • • • • •	ction(s) of regulation(s) involved are—    Section 18 (b) of Revised Maximum Price Regulation(s)   Section 15 (b) of Maximum Price Regulation 54    Section 16 (b) of Maximum Price Regulation 56	).
Check which  rev mailed to me on	ropriate Regional Administrator to review order of alal, No. , issued by the District Directoration, above order are as follows: (Objections should be stated briefly	(City and State)

[Appendices E and F added by Am. 3, 10 F.R. 6955, effective 8-1-45, except as to the filing and processing of applications and the issuance of orders of authorization and denial it shall become effective June 27, 1945]

This regulation shall become effective on January 15, 1945 for sales of used motorcycles purchased by their sellers as used motorcycles prior to December 2, 1944. For all other sales this regulation shall become effective on December 7, [MPR 569 originally issued December 2, 1944]

[Effective dates of amendments are shown in notes following parts affected]

Note: All reporting and record-keeping requirements of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of

Issued this 2d day of November 1945.

CHESTER BOWLES. Administrator.

[F. R. Doc. 45-20265; Filed, Nov. 2, 1945; 4:15 p. m.]

PART 1373—PERSONAL AND HOUSEHOLD Accessories

[MPR 564,1 Amdt. 9]

FOUNTAIN PENS AND MECHANICAL PENCILS

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith; and it has been filed with the Division of the Federal Register.

Maximum Price Regulation No. 564 is amended in the following respects:

1. Section 8 is amended to read as follows:

Sec. 8. Wholesalers' invoices. Every wholesaler selling fountain pens or mechanical pencils, must furnish each purchaser for resale with an invoice or other similar written evidence of purchase showing the date of purchase, the seller's

<sup>1</sup>9 F.R. 12920, 13716, 14939; 10 F.R. 2247, 4712, 5091, 8475, 10028, 11999.

name and address, the terms of sale, the model designation, the quantity purchased, the price charged per unit, and the name and address of the buyer. This invoice must be kept by every person who buys any fountain pen or mechanical pencil for resale, and a copy shall be kept by every wholesaler for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect.

(Signature of person making request or authorized agent)

Section 23 is amended by adding the following retail ceiling prices for fountain pens and mechanical pencils to the lists of manufacturers already included in the regulation.

Name	Article	Model	Re- tail ceil- ing price
Associated Pen Co  Essex Pen Co  Rite Craft Co J. Lipic Pen Co Sloan Pen Co	Mechanical pencil. Fountain pen do. do. do. do. do. Fountain pencil. Fountain pen do.	6100 6000G 6620 6621C 6622C 200 L-500 273 233	\$0.59 2.10 1.83 1.00 .98 1.35 69 .72

3. Section 23 is amended by changing the listing of L-1000 and M-1000 Mechanical Pencils produced by Guth, Stern & Company to read as follows:

Name	Article	Model	Re- tail ceil- ing price	
Guth, Stern &	Mechani- cal pen- cil.	L-1000, M-1000_	\$2	

4. Section 23 is amended by changing the name of Penmaster Company to the name Reynolds International Pen Company.

This amendment shall become effective November 10, 1945.

Issued this 5th day of November 1945. CHESTER BOWLES,

(Title)

Administrator.

(Date)

1-1962

[F. R. Doc. 45-20289; Filed, Nov. 5, 1945; 11:43 a. m.]

PART 1439—Unprocessed Agricultural COMMODITIES

[MPR 600]

# SOYBEANS OF THE 1945 CROP

A statement of the considerations involved in the issuance of this regulation has been issued simultaneously herewith and has been filed with the Division of the Federal Register.

Sec.

- Applicability,
   Sales at other than maximum prices.
- 3. Addition of transportation tax to maximum prices.
- Records and reports.
- 5. Evasion.
- 6. Enforcement.
- 7. Licensing.
- 8. Protests and petitions for amendment.
- 9. Definitions.
- 10. Maximum prices for sales of soybeans.
  Appendix A—Base prices.

AUTHORITY: § 1439.358 issued under 56 Stat. 23, 765; 57 Stat. 566; Pub. Law 383, 78th Cong.; Pub. Law 108, 79th Cong.; E.O. 9250, 7 FR. 7871; E.O. 9328, 8 FR. 4681; E.O. 9599, 10 F.R. 10155.

SECTION 1. Applicability. Except as provided in paragraph (a) of this section this regulation shall apply to all sales and deliveries within the 48 States and the District of Columbia of the United States of raw and unprocessed soybeans of the 1945 crop.

- (a) Sales excepted. This regulation shall not apply to
- (1) Any sale or delivery of soybeans sold for use as seed for planting in 1946;
- (2) Any sale or delivery of soybeans specially cleaned for use in the production of any products for human consumption not involving the extraction of soybean oil;

(3) Any sale or delivery of soybeans to the Commodity Credit Corporation (pursuant to processors' contracts under the Commodity Credit Corporation soybean program for 1945);

(4) Any sale or delivery of soybeans by the Commodity Credit Corporation;

(5) The maximum price at which any person may export soybeans of the 1945 crop shall be determined in accordance with the provisions of the Second Revised Export Price Regulation:

(6) Any purchase by the United States or any of its agencies under such circumstances of emergency as to make immediate delivery imperative, and as to render it impossible to secure, or unfair to require immediate delivery at the maximum price which would otherwise be applicable, if such purchases and deliveries are made pursuant to the provisions of section 4.3 (f) of Revised Supplementary Regulation No. 1 to the General Maximum Price Regulation, as amended: Provided, however, That the Administrator may, by order, waive the reporting of any part of the information required by section 4.3 (f) in connection with a particular purchase or group of purchases, upon determining that such information may not reasonably be required under all the circumstances, and he may, in lieu thereof, require the reporting of other information more suited to the circumstances.

Sec. 2. Sales at other than maximum prices. (a) Regardless of any contract or obligation, no person shall sell or deliver, and no person shall, in the course of trade or business, buy or receive any soybeans whose transfer is covered by this regulation at a price above the maximum price established by this regulation, nor shall any person agree, solicit, offer or attempt to do any of the foregoing except as provided in the following subparagraph (1) of this paragraph (a).

(1) Any person may agree to sell at a price which can be increased up to the maximum price in effect at the time of delivery, but no person may, unless authorized by the Office of Price Administration, deliver or agree to deliver at prices to be adjusted upward in accordance with action taken by the Office of Price Administration after delivery. Such authorization may be given when a request for a change in the applicable maximum price is pending but only if the authorization is necessary to promote distribution or production and If it will not interfere with the purposes of the Emergency Price Control Act of 1942, as amended. Such authorization shall be given by an order issued by the Administrator or by any official of the Office of Price Administration having authority to act upon the pending request for a change in price or to give the authorization.

(b) Prices lower than the maximum prices established by this regulation may be charged or paid.

Sec. 3. Addition of transportation tax to maximum prices. Whenever a maximum price is determined by the addition of transportation charges, the seller may include as a part of such transportation

charges the 3 percent transportation tax, when incurred, as provided for under section 620 of the Revenue Act of 1942,

Sec. 4. Records and reports. (a) Every seller subject to this regulation shall keep for inspection by the Office of Price Administration, for so long as the Emergency Price Control Act of 1942, as amended, remains in effect his customary records including, if any, all bills, invoices and other documents relating to every sale or delivery of soybeans after the effective date of this regulation.

(b) Upon demand every such soller shall submit such records to the Office of Price Administration.

Sec. 5. Erasion. The maximum prices set forth in this regulation shall not be evaded in any manner whatsoever in connection with any offer, solicitation, agreement, sale, delivery, purchase or receipt of, or relating to soybeans alone, or in conjunction with any other charge, or by tying agreement or other trade understanding or by changing a previous business practice.

Sec. 6. Enforcement. Persons violating any provision of this regulation are subject to the license revocation or suspension provisions, civil enforcement actions, suits for treble damages and criminal penalties as provided for by the Emergency Price Control Act of 1942, as amended.

Sec. 7. Licensing. The provisions of Licensing Order No. 1 licensing all persons who make sales under price control, are applicable to all sellers subject to this regulation. A seller's license may be suspended for violations of the license or of one or more applicable price schedules or regulations. A person whose license is suspended may not, during the period of suspension, make any sale for which his license has been suspended. These provisions do not apply to any producer selling soybeans produced by him.

Sec. 8. Protests and petitions for amendment. Any person desiring to file a protest against or seeking an amendment to any provision of this regulation may do so in accordance with the provisions of Revised Procedural Regulation No. 1 issued by the Office of Price Adminaistration.

Sec. 9. Definitions. The definitions set forth in the General Maximum Price Regulation shall apply to this regulation except as follows:

"Producer" means, with respect to any lot of soybeans, a person who grows or harvests the soybeans, whether land owner, landlord or tenant.

"Trucker-merchant" means, with respect to any lot of soybeans, a percon who purchases soybeans at the farm from the producer and delivers them to a buyer by truck without warehousing.

"Actual lawful transportation charges necessarily incurred" includes a reasonable charge for transportation, not in excess of any lawful maximum price therefor, when such transportation service is furnished by a seller who owns or controls the means of transportation.

"Supplier" means, as to any seller, the person from whom he purchased the soybeans being priced.

"Country shipper" means, with respect to any lot of soybeans, a person who has received the soybeans from a producer or a trucker-merchant, and who has placed them in country storage facilities, such as in an elevator or warehouse located at a country shipping point.

"Country storage facilities" means an

"Country storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans, located at a country shipping point, the term being intended to designate storage facilities through which a country shipper makes his sale.

his sale.
"Storage facilities" means an elevator, warehouse or other facility used for the storage of soybeans.

Sec. 10. Haximum prices for sales of soybcans—(a) Sales by a producer. The maximum price for a sale by the producer of soybcans, bulk, shall be the applicable price set forth in Appendix A, regardless of where the purchaser takes delivery from the producer.

(b) Sales by a trucker-merchant. The maximum price for the sale by a trucker-merchant of soybeans, bulk, delivered to the purchaser, shall be the applicable price set forth in Appendix A, plus 1 cent per bushel plus a transportation charge for the transportation service rendered by him not exceeding the lowest common carrier rate between the points applicable to the shipment, or, if no such rate exists, the reasonable charge for such service.

(1) A trucker-merchant shall, with respect to every sale of soybeans by him, render an invoice to his purchaser stating separately the price for the soybeans and the transportation charge being made; the invoice shall also show the name and address of the producer, the quantity secured at that point, the date of purchase, and the name and address of the trucker-merchant.

(c) Sales by a country shipper. The maximum price for the sale of soybeans, bull:, by a country shipper, shall be the applicable price set forth in Appendix A, plus 5 cents per bushel, plus actual lawful transportation charges necessarily incurred by the seller in delivering to his purchaser from his storage facilities.

(d) All other sales. The maximum price for the sale of soybeans by any seller not specifically provided for in paragraphs (a) through (c) of this section, shall be the maximum price which the seller's supplier could lawfully have charged the seller, plus actual lawful transportation charges necessarily incurred by the seller in delivering to his purchaser, plus, to the extent permitted under subparagraph (1) of this paragraph, the appropriate one of the following markups:

If the seller comes or maintains storage facilities, except country storage facilities, and he unloads the lot into them, a maximum markup of 2½ cents per bushel; or

In all other cares, a maximum markup of 1 cent per bushel.

(1) The aggregate markup for all sales by all sellers whose maximum

prices are established under this paragraph (d) shall not exceed the applicable maximum markup specified in this paragraph, and the markup which a subsequent seller may add on resale is reduced or eliminated as the case may be, by the amount of the markups taken by prior sellers establishing a maximum price under this paragraph (d).

#### APPENDIX A-BASE PRICES

All prices herein are for a bushel of 60 pounds of soybeans after deducting the weight of foreign material and dockage in excess of 2 percent.

(a) Base prices for soybeans of grade 2. The base prices per bushel for soybeans of grade 2 as set forth in the Handbook of Official Grain Standards of the United States, Issued by the United States Department of Agriculture are as follows:

Per bushel

U. S. No. 2, classes I (yellow) and II \$2.10 U. S. No. 2, classes III (brown), IV (black), and V (mixed)\_\_\_\_

For the purpose of determining the applicable base price, all mixtures of green soybeans in class I and yellow soybeans in class II shall be disregarded, and the base price of \$2.10 shall be applicable to all such soybeans unless they contain more than five percent of brown, black, and/or bi-colored soybeans, either singly or in any combination.

(b) Premiums and discounts. The follow-

ing premiums and discounts apply to the applicable base price:

(1) Test Weight—½ cent per bushel discount for each pound under 54 pounds. For the purpose of computing this discount, test weight determinations shall be rounded to the nearest pound.

(2) Moisture—1 cent premium for each ½ percent under 14 percent down to, and including, 11 percent, 1½ cents per bushel discount for each ½ percent in excess of 14 percent up to, and including 18 percent and 2 cents per bushel for each ½ percent in excess of 18 percent. For the purposes of computing these premiums and discounts, moisture determinations shall be rounded to the

nearest ½ percent.

(3) Splits—¼ cent per bushel discount for each 5 percent or fraction thereof in excess of 15 percent.

(4) Damage (other than green damage 1) 1/2 cent per bushel discount for each 1 percent in excess of 3 percent, but not in excess of 25 percent. 1 cent per bushel for each 1 percent in excess of 25 percent, but not in excess of 60 percent. 1½ cents per bushel for each 1

percent in excess of 60 percent.

(5) Green damage — % cent per bushel discount for each 1 percent of green damage

in excess of 3 percent total damage. (6) Dockage and Foreign Material-The total weight of foreign material and dockage combined in excess of 2 percent shall be deducted from the total gross weight of soybeans delivered when determining the net number of bushels of soybeans. For the purpose of this determination, dockage shall be expressed in whole percentages and fractional percentages shall be disregarded. For-

or whole percent.

eign material percentages shall be rounded to the nearest  $\frac{1}{10}$  percent.

This regulation shall become effective November 2, 1945, except that the provisions of this regulation shall not apply to deliveries prior to September 30, 1946 of soybeans of the 1945 crop made pursuant to contracts entered into on or before November 2, 1945.

Note: The record-keeping provisions of this regulation have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Issued this 2d day of November 1945.

CHESTER BOWLES, Administrator.

Approved: November 1, 1945.

J. B. Hutson, Acting Secretary of Agriculture.

[F. R. Doc. 45-20263; Filed, Nov. 2, 1945; 4:16 p. m.]

PART 1499—COMMODITIES AND SERVICES [SR 14E,1 Amdt. 14]

MANUFACTURERS' AND WHOLESALERS' PRICES FOR CERTAIN MEN'S WORK SOCKS

A statement of the considerations involved in the issuance of this amendment, issued simultaneously herewith, has been filed with the Division of the Federal Register.

Section 1.4 of Supplementary Regulation 14E is amended in the following re-

- 1. Subparagraph (1) of paragraph (a) is amended to read as follows:
- (1) Manufacturer. A manufacturer is any person who was subject to Direction 17 of War Production Board Conservation Order M-328 (Production of Men's Cotton Work Socks in the Third Quarter of 1945), issued June 21, 1945.
- 2. In the first undesignated subparagraph following subparagraph (2) of paragraph (b), the date "November 1, 1945" is amended to read "December 1, 1945".
- 3. In paragraph (c), the date "November 1, 1945" is amended to read "December 1, 1945".
- 4. Subparagraph (3) (v) of paragraph (f) is deleted.
- 5. Subparagraph (4) of paragraph (f) is amended to read as follows:
- (4) Denial of applications. An application may be denied, notwithstanding the standards in subparagraph (2), if the Price Administrator determines that granting such application would not effectuate the purposes of the Emergency Price Control Act of 1942, as amended.

This amendment shall become effective November 1, 1945.

Issued this 1st day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20210; Filed, Nov. 1, 1945; 4:14 p. m.]

PART 1499—COMMODITIES AND SERVICES [MPR 586, Amdt. 3 to Supp. Storage Reg. 1]

FREEZING MEAT IN CARCASS IN CONNECTION WITH PURCHASE BY PRODUCTION AND MAR-KETING ADMINISTRATION FOR EXPORT

A statement of the considerations involved in the issuance of this amendment has been issued simultaneously herewith and filed with the Division of the Federal Register.

A new section 18 is added to read as follows:

SEC. 18. Freezing meat in carcass under export program of Production and Marketing Administration, U.S. Department of Agriculture. (a) The maximum total charge for the complete service of freezing meat in carcass in connection with the export program of the Production and Marketing Administration, U.S. Department of Agriculture, shall be 50 cents per hundredweight, subject to the following conditions and rules:

(1) The authorized "total charge for the complete service" includes all charges for in-and-out handling, freezing, and first-month's storage.

(2) Weights to be used shall be "in" weights on receipt before freezing.

- (3) The maximum total charge permitted by this Section shall be applicable to meat received in carloads or truckloads (regardless of the number of separate lots contained therein). For lesser quantities, the total maximum charge shall be 50 cents a hundredweight or the warehouseman's established maximum charge for such quantities under Maximum Price Regulation No. 586, whichever is higher.
- (4) The freezing service must meet the specifications prescribed therefor by the Production and Marketing Administration.
- (5) Identification of shipments as being under the afore-mentioned export program may be accomplished by any means mutually satisfactory to the shipper, the cold storage warehouseman and the Production and Marketing Administration.
- (b) Insofar as concerns the particular services and maximum charges covered by this section, the filing requirements of section 12 (b) (4) of Maximum Price Regulation 586 are waived, and warehousemen need not file the supplements to statements of maximum rates ordinarily required thereunder.
- (c) This section shall not be effective beyond December 31, 1945 unless, prior to that date, its effectiveness shall have been extended by express amendment of this paragraph (c).

This amendment shall become effective November 2, 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES. Administrator.

[F. R. Doc. 45-20264; Filed, Nov. 2, 1945; 4:15 p. m.]

<sup>&</sup>lt;sup>1</sup> When soybeans contain total damage in excess of 3 percent, the first 3 percent of total damage shall be considered to be damage other than green damage. For the purpose of computing these discounts, total damage and green shall be rounded to the nearest whole percent before computing damage other than green.

In rounding to the nearest whole number of percent, a fraction of one-half or less shall be disregarded and a fraction of more than one-half shall be considered a whole number

<sup>110</sup> F.R. 1183, 2014, 4156, 7117, 7497, 7667, 9337, 9540, 9963, 10021, 11401, 12601, 12812,

#### TITLE 38-PENSIONS, BONUSES, AND VETERANS' RELIEF

. Chapter I-Veterans' Administration

PART 5-ADJUDICATION: DEPENDENTS' CLAIMS

EFFECTIVE DATES OF REDUCTIONS AND DIS-CONTINUANCES OF DEATH PENSION AND COMPENSATION

§ 5.2586 Public No. 2, 73d Congress (Act of March 20, 1933), as amended; sections 28 and 31, Title III, Public No. 141,73d Congress (act of March 28, 1934), as amended; Public No. 484, 73d Congress (act of June 28, 1934), as amended; and Public No. 144, 78th Congress (act of July 13, 1943).

No change in (a), (b), or (c) (1), inclusive.

(2) In those cases in which a child enters active military or naval service prior to his eighteenth birthday and an additional amount on behalf of the child is included in a widow's award, the additional amount will continue to be paid to her. In those cases in which payments are being made to a fiduciary for a child, payments to the fiduciary will continue. Otherwise, payment of any amounts due will be made to the child, after ascertaining his current address. No further claim need be executed by the child. (57

Stat. 554, 38 U.S.C. 727)

No change in (d), (e), or (f), inclusive. (g) Income limitations under § 35.013, and Public No. 484, 73d Congress (Act of June 28, 1934) as amended. (1) Whenever the annual income of any unmarried person in receipt of death pension under § 35.013, or Pablic No. 484, 73d Congress (and as amended by Public No. 844, 74th Congress, Public No. 304, 75th Congress, Public No. 514, 75th Congress, Public No. 198, 76th Congress, Public No. 312, 78th Congress, and Public No. 483, 78th Congress), exceeds \$1,000, or the annual income of any married person or any person with minor children in receipt of such pension exceeds \$2,500, the award of pension shall be discontinued from the date of last payment.

(2) A follow-up will be maintained with respect to questionnaires forwarded to payees for the purpose of determining the amount of annual income, as follows: If at the expiration of thirty days, or sixty days if payee resides without the continental limits of the United States, the questionnaire is not returned, another will be forwarded; if the questionnaire is not returned at the expiration of the second thirty days, or sixty days if the payee resides without the continental limits of the United States, the award will be discontinued as of the date of last payment and the payee notified as to the reason for discontinuance. See also §§ 3.1228, 3.1293, and 3.2163,

(49 Stat. 2031; 50 Stat. 660; 52 Stat. 352; 53 Stat. 1068: 58 Stat. 229: 58 Stat. 803: 38 U.S.C. 508, 509, Supp., 509 (a), 503, sec.

Paragraphs (h) and (i) canceled. . Paragraph (j) relettered (h).

Paragraph (k) is relettered (i) and amended as follows:

(i) Beneficiary resident in enemycontrolled territory. Discontinuance of death pension or compensation under section 5 of Public No. 144, 78th Congress, shall be effective July 12, 1943, on an award to any person not a citizen of the United States who is located in the territory of or under military control of an enemy of the United States or of any of its allies: *Provided*, That while such person is located in a territory of or under military control of an enemy of the United States or any of its allies, any part of the benefits to which such person would otherwise be entitled may be apportioned and paid to the dependents of such person who are in the United States or in a place not occupied or controlled by such enemy, except that the amount so apportioned and paid shall not exceed the amount to which each dependent would be entitled if such person were dead. As to recommencement of payments, see § 5.2583 (f). (57 Stat. 554; 38 U.S.C. 727)

[SEAL]

OHAR N. BRADLEY. General, U.S. Army, Administrator.

NOVELIBER 5, 1945.

[F. R. Doc. 45-20259; Filed, Nov. 2, 1945; 1:47 p. m.]

### Notices

#### DEPARTMENT OF LABOR.

Wage and Hour Division.

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice of issuance of special certificates for the employment of learners under the Fair Labor Standards Act of

Notice is hereby given that special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rate applicable under section 6 of the act have been issued to the firms hereinafter mentioned under section 14 of the act, Part 522 of the regulations issued thereunder (August 16, 1940, 5 F.R. 2862, and as amended June 25, 1942, 7 F.R. 4725), and the determinations, orders and/or regulations hereinafter mentioned. The names and addresses of the firms to which certificates were issued, industry, products, number of learners, and effective and expiration dates of the certificates are as follows:

Apparel Industry Learner Regulations, September 7, 1940 (5 F.R. 3591), as amended by Administrative Order March 13, 1943 (8 FR. 3079):

Alabama Textile Products Corporation, Crestview, Florida; men's woven underwear and cotton shorts; ten percent (AT); cffcetive November 13, 1945, expiring May 12, 1946.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry, Learner Regulations, July 20, 1942 (7 F.R. 4724), as amended by Administrative Order March 13, 1943, (8 F.R. 3079), and Administractive Order, June 7, 1943 (8 F.R. 7633):

Alabama Textile Products Corporation, Andalucia, Alabama; dress shirts, collars, elecping wear chirts and men's underwear; ten percent (T); effective November 10, 1945, expiring November 9, 1946.

Kings Dreeces, 510 Breadway, Kingston, New York; dreeces and robes; ten percent (T); effective November 3, 1945, expiring November 2, 1946. Effecton Company, Jefferson Avenue,

Moundaville, West Virginia; pants, overalls, coverally, work chirts, cotton work pants and breeches; thirty-five (35) employees (E); effective November 3, 1945, expiring May 2, 1946.

N. R. Garment Company, Walkersville, Maryland; dress shirts, collars, sleeping wear, men's and boys' pajamas; ten (16) employees (T); effective November 3, 1945, expiring November 2, 1246.

Rice-Stix Factory #3, Blytheville, Arkancao; dress chirto, collars, eleeping wear, shirts and pojamas; ten percent (T); effective November 6, 1925, expiring November 5, 1946.

Southland Manufacturing Company, Inc., 2d and Greenfield Streets, Wilmington, North Carolina; dress shirts, collars; and eleping wear; ten percent (T); effective November 3, 1945, expiring November 2, 1946.

Hoolery Learner Regulations, September 4, 1940 (5 F.R. 3739), as amended by Adminis-

trative Order March 13, 1943 (8 FR. 3079):
Charles H. Bason Company, Lenoir City,
Tennectee; seamless hosiery; ten percent
(AT); effective November 13, 1945, expiring May 12, 1846.

Rutledge Hoslery Mill Company, Rutledge, Tennecase, Seamless hostery; ten (10) learners (AT); effective November 6, 1945, expiring May 5, 1946.

Spalding Knitting Mills, Griffin, Georgia;

Scamless hostery; five percent (T); effective November 3, 1945, expiring November 2, 1946. Sterling Hoslery Mills, Inc., Spindale, North Caroline; full-fachioned hoslery; ten (10) learners (AT); effective October 29, 1945, expiring April 23, 1946.

Textile Learner Regulations, May 16, 1941 (6 F.P. 2446), as amended by Administrative Order March 13, 1843 (8 F.R. 3679): Oconce Mills, Inc., Westminster, South Carolina; catten yarns and cotten blankets;

three percent (T); effective November 3, 1945, expiring November 2, 1946.

Regulations, Part 522-Regulations Applicable to the Employment of Learners (su-

General Farm Equipment Company, Avenida Roccay, Santurce, Puerto Rico; farm equipment; three (3) learners; in operation of mechanic at not less than 20 cents an hour for the first 520 hours; not less than 23 cents an hour for the second 520 hours; not less than 30 cents an hour for the third 520 hours; not less than 33 cents an hour for the fourth 520 hours; and for every hour thereafter not less than the minimum established by any applicable wage order that may be in effect at the time of the termination of the learning period; effective October 25, 1845, expiring October 24, 1846.

The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of the applicable determinations, orders and/or reg-ulations cited above. These certificates have been issued upon the employers' representations that experienced workers for the learner occupations are not available for employment and that they are actually in need of learners at subminimum rates in order to prevent curtailment of opportunities for employ-ment. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any

person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the Federal Register pursuant to the provisions of Regulations, Part 522.

Signed at New York, New York, this 31st day of October 1945.

PAULINE C. GILBERT,
Authorized Representative
of the Administrator.

[F. R. Doc. 45-20307; Filed, Nov. 5, 1945; 12:09 p. m.]

#### FEDERAL POWER COMMISSION.

[Docket No. G-674]

COLORADO INTERSTATE GAS CO.

NOTICE OF APPLICATION

NOVEMBER 2, 1945.

Notice is hereby given that on October 19, 1945, an application was filed with the Federal Power Commission by Colorado Interstate Gas Company (Applicant), a corporation organized under the laws of the State of Delaware, having its principal place of business in Colorado Springs, Colorado, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the construction and operation of certain facilities hereinafter described.

Applicant receives its gas supply from Canadian River Gas Company and operates a natural gas pipe line system extending from a point of connection with Canadian River Gas Company at Clayton measuring station. Union County, New Mexico, to Denver, Colorado, a distance of approximately 254 miles, where gas is delivered to the Public Service Company of Colorado for resale in the Denver metropolitan area, and to Colorado-Wyoming Gas Company for resale to consumers in Colorado and Wyoming. Applicant also operates branch lines extending to Pueblo, La Junta, Colorado Springs and other points in Colorado. Applicant's entire gas supply originates in the Texas Panhandle.

The facilities which Applicant seeks authorization to construct and operate are described as follows:

(1) One new 800 H. P. natural gas engine and compressor, with necessary appurtenant equipment, at Applicant's Clayton Compressor Station in Union County, New Mexico.

(2) Two new 800 H. P. natural gas engines and compressors, with necessary appurtenant equipment, at Applicant's Cimarron Compressor Station in Union County, New Mexico.

(3) Two new 800 H. P. natural gas engines and compressors, with necessary appurtenant equipment, at Applicant's Canyon Compressor Station in Las Animas County, Colorado.

(4) One new 800 H. P. natural gas engine and compressor, with necessary appurtenant equipment, at Applicant's Devine Compressor Station in Pueblo County, Colorado.

(5) A complete new compressor station, to be known as Applicant's Colorado Springs Compressor Station, to be constructed in El Paso County, Colorado, at a location approximately 10 miles northeast of the City of Colorado Springs, Colorado. This compressor station will initially consist of four new 800 H. P. angle type natural gas engines and compressors, with the necessary appurtenant equipment, together with power generators, after-cooling equipment, circulating pumps, suction discharge lines, the compressor station and auxiliary buildings, and houses for the operators of such station, and all other facilities constituting a complete compressor station.

The application states that the compressor station facilities which Applicant proposes to install will constitute additions to Applicant's existing main line transmission system and will serve to increase the delivery capacity of that system by approximately 8,000 Mcf per day; that Applicant does not expect to serve any additional customers, and no new communities are to be served; that the new construction is primarily for the purpose of meeting the increased demands of the ultimate consumers.

It is estimated that the total cost of these proposed facilities will be \$1,196,978.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 17th day of November, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

LEON M. FUQUAY, Secretary.

[F. R. Doc. 45-20258; Filed, Nov. 2, 1945; 12:20 p. m.]

[Docket No. G-645]

COLORADO-WYOMING GAS Co.

NOTICE OF APPLICATION

November 5, 1945.

Notice is hereby given that on June 21, 1945, an application was filed with the Federal Power Commission by Colorado-Wyoming Gas Company (Applicant), a Delaware corporation, having its principal place of business in Denver, Colorado, for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, as amended, to authorize the acquisition, construction and operation of certain facilities hereinafter described.

(1) To purchase from Colorado Interstate Gas Company, at an estimated cost of \$58,872, the Arapahoe lateral pipe line, consisting of 39,270 feet of 10-inch pipe line extending from a point on Colorado Interstate's 20-inch line approximately 4 miles south of the Denver town border station to the present location of the Arapahoe measuring station approximately a mile north of Littleton, Colorado, at which station Applicant presently purchases its gas requirements from Colorado Interstate.

(2) To abandon Applicant's 1,200 H. P. compressor station, known as the Arapa-

hoe compressor station at its present location on the Platte River and to reconstruct such compressor station at a new location on the 10-inch Arapahoe lateral pipe line (as described in (1) above) immediately adjacent to the 20-inch main line of Colorado Interstate Gas Company, with necessary appurtenant equipment and facilities to provide a complete compressor station in the new location, including electric generators, a well to provide necessary cooling water, and in addition approximately 1,000 feet of rpadway.

The estimated net increase in capital investment to construct the compressor station facilities at the new location is \$99,461. This estimate is exclusive of the material to be salvaged in the abandonment of the compressor station facilities

in the present location.

Applicant states that it proposes to acquire the 39,270 feet of 10-inch pipe line from Colorado Interstate in order that it may relocate its Arapahoe compressor station at the nearest point practicable to the 20-inch main line of Colorado Interstate and thus materially increase the capacity of its existing facilities, thereby eliminating additional compressors which would otherwise be necessary if such station remained in its present location.

Applicant further states that the relocation of the compressor station facilities will increase the capacity of its existing facilities to 18,000 Mcf daily and place Applicant in a better position to serve ultimate consumers; that Applicant does not contemplate taking on any new business; and that the facilities proposed are to provide capacity to supply the demands of present customers in Colorado and Wyoming.

Any person desiring to be heard or to make any protest with reference to said application should, on or before the 19th day of November, 1945, file with the Federal Power Commission, Washington 25, D. C., a petition or protest in accordance with the Commission's provisional rules of practice and regulations under the Natural Gas Act.

[SEAL]

J. H. Gutride, Acting Secretary.

[F. R. Doc. 45-20308; Filed, Nov. 5, 1045; 11:59 a. m.]

SECURITIES AND EXCHANGE COM-MISSION.

[File No. 1-342]

REP BANK OIL CO.

ORDER SUMMARILY SUSPENDING TRADING

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pa., on the 2d day of November, A. D. 1945.

The Commission, by order adopted on October 16, 1945, pursuant to section 19 (a) (4), having summarily suspended trading in the Common Stock, \$1 Par Value, of Red Bank Oil Company on the New York Curb Exchange for a period of ten (10) days in order to prevent fraudulent, deceptive, or manipulative acts or practices, and said security having been similarly suspended from trad-

ing on said exchange for a period of ten (10) days by order adopted on October 25, 1945;

The Commission, with due regard for the public interest and the protection of investors, deeming it appropriate that trading in said Common Stock on the New York Curb Exchange be summarily suspended:

The Commission being of the opinion further that such suspension is necessary in order to prevent fraudulent, deceptive, or manipulative acts or practices, with the result that it will be unlawful under section 15 (c) (2) of the Securities Exchange Act of 1934 and the Commission's Rule X-15C-2 thereunder for any broker or dealer to make use of the mails or of any means or instrumentality of interstate commerce to effect any transaction in, or to induce or attempt to induce the purchase or sale of, such security otherwise than on a national securities exchange;

It is ordered, Pursuant to section 19 (a) (4) of the Securities Exchange Act of 1934, that, trading in such security on the New York Curb Exchange be, and it hereby is, summarily suspended in order to prevent fraudulent, deceptive, or manipulative acts or practices, effective for a period of ten (10) days from the opening of the trading session on November 5, 1945.

By the Commission.

[SEAL]

ORVAL L. DUBOIS, Secretary.

[F. R. Doc. 45-20280; Filed, Nov. 5, 1945; 9:44 a. m.]

[File Nos. 59-20, 59-8, 54-75, 68-56, 68-54]

COMMONWEALTH & SOUTHERN CORP. (DEL.) ET AL.

ORDER DISMISSING APPLICATION AND DECLARATIONS

At a regular session of the Securities and Exchange Commission held at its office in the City of Philadelphia, Pa., on the 1st day of November, A. D. 1945.

In the matter of The Commonwealth & Southern Corporation (Delaware), Respondent, File No. 59-20; The Commonwealth & Southern Corporation (Delaware) and Its Subsidiary Companies, Respondents, File No. 59-8: The Commonwealth & Southern Corporation (Delaware), File No. 54-75; Edward Hopkinson, Jr., James E. Gowen, Marshall S. Morgan and Clarence A. Warden, as a Committee for Preferred Stock of the Commonwealth & Southern Corporation, File No. 68-56; Alfred J. Snyder, William H. Brantley, Jr., William Hassinger, Marvin F. Pixton and Elizabeth C. Lownsbury as a Committee for Common Stockholders of the Commonwealth & Southern Corporation, File No. 68–54.

The Commonwealth & Southern Corporation, a registered holding company, having filed a supplemental application (File No. 54–75) and Edward Hopkinson, Jr., James E. Gowen, Marshall S. Morgan, Clarence A. Warden, as a Committee for Preferred Stock of The Commonwealth & Southern Corporation, and Alfred J. Snyder, William H. Brantley, Jr., William Hassinger, Marvin F. Pixton, Elizabeth C. Lownsbury, as a Commit-

tee for Common Stockholders of The Commonwealth & Southern Corporation, having filed declarations (File Nos. 62–56 and 68–54, respectively) with respect to the solicitation of proxies for a special meeting of stockholders of The Commonwealth & Southern Corporation to vote on its Amended Plan of Recapitalization approved by order of the Commission dated June 30, 1945;

The Commission having this day issued its findings and opinion, and order modifying the prior order of June 30, 1945, approving said Amended Plan of Recapitalization so as to provide that such plan is approved pursuant to section 11 (e) of the act on condition that said plan be amended by The Commonwealth & Southern Corporation within 15 days so as to eliminate the provision contained in the plan for a vote of stockholders thereon;

It appearing that the meeting of stockholders with respect to which proxies were proposed to be solicited by The Commonwealth & Southern Corporation and by the said Committees will not be held, that, under the circumstances, it is not appropriate that the soliciting material contained in said declarations and application be considered or the use thereof authorized and that the said declarations and supplemental application should therefore be dismissed:

It is ordered, That effectiveness be denied said declarations and supplemental application and that the same be, and are hereby, dismissed as moot.

By the Commission.

[SEAL]

ORVAL L. DuBois, Sceretary.

[F. R. Doc. 45-20231; Filed, Nov. 5, 1945; 9:44 a. m.]

[File Nos. 59-20, 59-88, 54-75] COMMONWEALTH & SOUTHERN CORP. (DEL.) ET AL.

ORDER MODIFYING PRIOR ORDER

At a regular session of the Securities and Exchange Commission, held at its office in the City of Philadelphia, Pennsylvania, on the 1st day of November, A. D. 1945.

In the matter of The Commonwealth & Southern Corporation (Delaware), respondent, File No. 59-20; The Commonwealth & Southern Corporation (Delaware) and its subsidiary companies, respondents, File No. 59-8; The Commonwealth & Southern Corporation (Delaware), File No. 54-75.

The Commission having on June 30, 1945 issued an order approving an amended plan of recapitalization filed by The Commonwealth & Southern Corporation, a registered holding company, pursuant to section 11 (e) of the Public Utility Holding Company Act, which plan contained a provision that the Commission should apply to an appropriate Federal District Court for an order approving and enforcing the plan pursuant to sections 11 (e) and 18 (f) of said act provided that the plan shall first have received the affirmative vote of the holders of a majority of each class of stock of The Commonwealth & Southern Corporation voting at a meeting held for the purpose of voting on the plan;

The Commission having in its order of June 30, 1945 retained jurisdiction, among other things, to entertain such further proceedings, to make such supplemental findings and to take such further action as the Commission may deem appropriate in connection with the plan, the transactions incident thereto, and the consummation thereof;

The Commission having pursuant to such retention of jurisdiction and after due notice issued on October 2, 1945 heard reargument on the question whether or not the Commission should modify its order of June 30, 1945 respecting said provision for a vote;

The Commission being duly advised and having this day issued its findings and opinion herein; on the basis of said

findings and opinion;

It is ordered, That the order of the Commission of June 30, 1945 be amended so as to provide that the plan of recapitalization of The Commonwealth & Southern Corporation as amended June 14, 1945 be and it is hereby approved pursuant to section 11 (e) of the act, on condition however that said plan be amended by The Commonwealth & Southern Corporation within fifteen days of the date hereof so as to eliminate the said provision that a vote of stockholders be held on the said plan; the said order of June 30, 1945 to be, in all other respects, unchanged and unmodified.

By the Commission.

[SEAL]

Orval L. DuBois, Secretary.

[F. R. Doc. 45-20282; Filed, Nov. 5, 1945; 9:44 a. m.]

OFFICE OF ALIEN PROPERTY CUSTODIAN.

[Vesting Order CE 53]

COSTS AND EXPENSES INCUERED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy-country or enemy-counted territory appearing opposite such person's respective name in Column 2 of cald Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said percons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures; Finding that as a result of such action or

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A:

erty, which interest is particularly described in Column 4 of said Exhibit A; Finding that such property is in the possecolon, custedly or control of the person described in Column 5 of said Exhibit A; and

Finding that the Allen Property Custedian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date

hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C. on October 26, 1945.

[SEAL] JAMES E. MARKHAM, Alien Property Custodian.

#### EXHIBIT A

Column 1	Column 2	€olumn 3	Column 4	Column 5	Column 6
Namo	Country or territory	Action or proceeding	Interest	Depositary	Sum vested
Marcellin Duchaille	France	Item 1  Estate of Zunilda Mancini, deceased, in the Surrogate's Court, New York County, N. Y.	\$15, 656. 77	Treasurer of the City of New York, Municipal Bldg., New York, N. Y.	\$69.00
Marguerite Duchaille Lebel	France	Same	7, 394. 41	Same	32.00
Elvino L. Neescr	France	Item 8  Estate of Elvine Richard, deceased, in the Surrogate's Court, New York County, N. Y., Docket No. P 737/40.	5, 000. 00	Samo	35.00
Mrs. Durant Cheever also	France	Item 4  Estate of Victor Harris, deceased, in the Surrogate's Court, New York County, N. Y.	500.00	Same	39.00
Salvatoro Casella	Italy	Item 5  Estaté of Giuseppe Maugeri, deceased, in the Surrogate's Court, New York County, N. Y. File No. A 540/40.	_ 118.82	Samo	25,00
Helene Haby	France	Item 6  Estate of Joseph Hug, deceased, in the Surrogate's Court, New York County, N. Y., P-2324/1943.	1,000.00	Same	22,00
Suzanne Grosjean	Franco	Same	1,000.00	Same	22.0
Marguerite Liebenguth	France	Same	1, 000. 00	Same	22, 0
Antonie Petrik	Czechoslovakia	Item 9  Estate of Anna Petrik, deceased, in the Surrogate's Court, New York County, N. Y.	£00. G0	Same	7.0
Frank Petrik	Czechoslovakia	Same	£00. CO	Same	7.0
Emily Płacek now Krupicka	Czechoslovakia	Same	£97. 16	Same	10.0
Joseph Ptacek	Czechoslovakia	Same	697. 16	Same	10.0
Genek Petrik	Czechoslovakia	Ilem 13	2,091.50	Same	29, 00
Ester Abranovitz Chanzes	Russia	Estate of Hyman Moloch, deceased, in the Surrogate's Court, New York County, N. Y.	100.00	Samo	<i>5</i> .00
Tauba Yudkewitz Moloch	Russia	Same	200.00	Samo	8.0
Joseph Hyman Moloch	Russia	Same	1, 541. 17	Same	14.00
Zizzi Hyman Moloch	Russia	Same	1, 541. 17	Same	14.00
Isaac Hyman Moloch	Russia	Same	1, 541. 17	Samo	14.0
Lilly Hyman Moloch	Russia	Same	1, 541. 17	Same	14.0
Albert Millot	France	Item 20  Estate of Charles E. Berlin, deceased, in the Surrogate's Court, New York County, N.Y.	2, 500. 00	Same	41.0
Henrictte Sourdin	France	SameSame	1,000.00	Same	17.0
Pierre Biget Berlin	Germany	Same	1,224.70	Same	20.0

[Vesting Order CE 59]

Costs and Expenses Incurred in Certain Actions or Proceedings in Certain California Courts

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the percension, custody or control of the percen described in Column 5 of cald Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, gosts and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9035, as amended.

Executed at Washington, D. C., on Óctober 26, 1945.

[STAL] JAMES E. MARKHAM,
Alien Property Custodian.

#### EXHIBIT A

Exhibit A					
Column 1	Column 2	Column 3	Celumn 4	Column &	Column 6
Name	Country or territory	Action or proceeding	Interest	Depositary	Sum vested
		Ilem 1			
Christina Sinanis	Greece	Estate of George D. Papandrianes, deceased, in the Superior Court of the State of California, in and for the County of Los Angeles, No. 22559.	ಜಚಿವ	Citizens Netisual Truct and Savings Bank of Les Angeles Head Office, Les Angeles, Calil., Account No. Sich.	\$93.00
Petros Papandrianos	Greeco	Ilen 8 Same	ಐ೯ಐ	Citizens National Trust and Savings Bank of Les Angeles Head Office, Les Angeles, Calif., Account No. 81042.	93.00
Christ Papandrianos	Greece	Hem 8	23 <b>1</b> 23	Citizens National Trust and Savings Bank of Los Angeles, Head Office, Los Angeles, Calif., Account No. 81019.	, 63.00
`		Ilera 4			
Marie Egeland	Denmark	Estate of M. Faccou, deceased, in the Superfor Court of the State of California, in and for the County of Orange, No. A-10729.	241.83	Soren P. Sorencen, Executor of the Ectate of M. Fascou, descreed, 820 South Van Ness St., Santa Ana, Calli.	13.00
William Faccou	Denmark	Ners 5	241.83	Sama	13.00
	-	Hern G			
Rosie Teyblum	Poland	Estate of Nathan Bloom, deceased, in the En- perior Court of the State of California, in and for the County of Los Angeles, No. 22452	169.69	H. L. Byram, County Trecrurer, Les Angeles County, Les Angeles, Calif.	23.00
		Rem?			
Jean Marie Monrepos	France	Estate of Phire Francols Monreges, also known as Pierro F. Menrepes, also known as Frank Monrepes, deceased, in the Superier Court of the State of California, in and for the County of San Francisco, No. 2003.	2,633.69	Benk of Autorica National Trust and Savings Accordation, Executor of the Estate of Fierre Franceis Mountpop, deceased, 200 California St., San Francisco, Calif.	9.60
Jean Baptiste Monrepos	France	Rem 8	2,600.00	Same	8.60
Pierre Vincent Monrepos	France	Item 8	2,600.00	gome	9,63
Jean Pierre Monrepos	France	Same	2,600.00	Eame	9.60
Vincent Monrepos	France	Same	2,600.60	Same	9.60
Marie Monrepos Huzet	France	Same	2,600.00	Eame	9.60
Luigi Gianelli	Italy	Item 18  Estate of Dominick Giancili, also known as Joseph Giancili, also known as Guiseppo Giancili, decased, in the Superior Court of the State of California, in and for the County of Alameda.	1,227.18	Eurenie Giancili, Administrator of the Estate of Dominick Giancili, deceased, Post Office Box 288, Concerd, Calif.	25.60
Theresa Laddel	Italy	Same	1,227.15	Same	25,00
John Doe Depasciale	Italy	Same	1, 227. 18	Same	25.00
Catharine Scotaridis	Greece	Item 16  Estate of Tom Scott, also known as Tom Scotte, also known as Athenacies Scotaridis, deceased, in the Superior Court of the State of California, in and for the County of Sacramento, No. 2010.	4,312.63	Bank of America National Trust and Savings Accordation, knowments Main Office, Trustee for Catherine Sectorille, Sth and Joy St., Sacramente, Calif., Account No. 2011.	163.60

[Vesting Order CE 60]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN CONNECTIGUT COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures:

Exhibit A, and having taken such measures; Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custo-

dian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 30, 1945.

[SEAL] JAMES E. MARKHAM,

Alien Property Custodian.

#### EXHIBIT A

Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Name	Country or territory	Action or proceeding	Interest	Depositary	Sum yested
r	,	Item 1			
Alex Andreassen	Norway	Estate of Marie Andersen, deceased, Probate Court, District of Greenwich, Conn.	\$78.63	Savings Department, Greenwich Trust Company, Greenwich, Conn., Account No. 39830.	\$12,00
Heirs-at-law and next-of-	Norway	Item 2 Same	78.63	Savings Department, Greenwich Trust Company, Greenwich, Conn., Account No. 39831.	12.00
kin of Jacob Andersen, late of Norway, de- ceased.	,	• • • • • • • • • • • • • • • • • • • •		pany, Greenwich, Conn., Account No. 39831.	
Julius Andreassen	Norway	Item 3 Same	78.63	Savings Department, Greenwich Trust Company, Greenwich Conn., Account No. 39832.	12.00
Olaf Andersen	Norway	Same	78.63		12.00
	<u> </u>	Item 5	1	Savings Department, Greenwich Trust Company, Greenwich, Conn., Account No. 39833.	
Heirs-at-law and next-of- kin of Anders Andersen, late of Norway, deceased.	Norway	Same	78.63	Savings Department, Greenwich Trust Ce., Greenwich, Conn., Account No. 39834.	12.00
•	,	Item 6			
Josephine Oheever	Italy	Estate of Grace Howard Potter, deceased, Probate Court, District of Greenwich, Conn.	490.96	City Bank Farmers Trust Company, Trustee special account, "share of Josephino Cheever," 22 William St., New York, N. Y.	63.00
	,	Item ?			
Marie Grazia Villani	Italy	Estate of Alfred D'Ambrosio, deceased, Pro- bate Court, District of Enfield, Conn.	264. 58	Albert A. D'Ambrosio, Administrator of the Estato of Alfred D'Ambrosio, deceased, 141 Union St., Springfield, Mass.	29.00
Elizabeth D'Ambrosio	Italy	Item 8	264. 57	Same	23,00
		Item 9	264, 57	Same	
Elvira Belmonte	Italy		204.57		
The heirs-at-law of Ales- cantrina Bruno.	Italy	Item 10	264. 57	Same	29.00
Johan Lambertson	Norway	Item 11  Estate of Margaret Wathe decoased Probate	545.51	The Waterbury National Bank Waterbury	69.00
Johan Lambertson	Norway	Estate of Margaret Wathe, deceased, Probate Court, District of Waterbury, Conn.	040.01	The Waterbury National Bank, Waterbury, Conn Savings Account No. 17767.	09.00
	·	Item 12	\ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \ \	Distriction Noticed Books Bully Grin	
Gluseppe Bonino	Italy	Estate of Valentino Bonino, deceased, Probate Court, District of Derby, Conn.	504.48	Birmingham National Bank, Derby, Conn., Account No. 13912.	60,00
		Item 13			
Julia Mach	Poland	Estate of Charles Mach, also known as Charles Mack, deceased, Probate Court, District of Greenwich, Conn.	224, 40	Greenwich Trust Co., Greenwich, Conn., Sav- ings Department, Estate of Charles Mach for the benefit of Julia Mach, Carl C. Krajewski, Administrator, Greenwich, Conn.	45.00
		. Item 14		- 3	
Heirs-at-law and next-of- kin of Madame Marie Samary, deceased.	Franco	Estate of Juliet Augusta Tying, deceased, Pro- bate Court, District of Greenwich, Conn.	1 190. 73	Alexander S. Androws and Alfred Campbell, co-executors of the estate of Juliet Augusta Tying, deceased, 32 Liberty St., New York, N. Y.	43.00
	_	Item 16			
Stratis Nicolan	Greece	Estate of Stratis Nicolan, Probate Court, Dis- trict of Dérby, Conn.	673. 22	The Savings Bank of Ansonia, Ansonia, Conn. Account No. 31146.	. 89.00

And personal property.

Exhibit A-Continued

Column 1 -	Column 2	Column 3	Column 4	Column 6	Column 6
Name	Country or territory	Action or proceeding	Interest	Depositary	Sum vested
		Item 10			
Leon Williard	Italy	Estate of Leon Williard, Probate Court, Dis- trict of Hartford, Conn.	81,223.00	Riverside Truct Co., 60 Fearl St., Hartford, Conn., Conservator, Estate of Leon Williard.	\$77.00
		Hem 17			
Stanislaw Skritulsky	Lithuania	Estate of Stanislaw Skritulsky, Probate Court, District of Berlin, New Britain, Conn.	29,652.17	The New Britain Trust Co., New Britain, Conn., Concervator, Estate of Stankilaw Skritnikky.	157.00
		Item 18			
John Schuetz	Czechoslovakia	Estate of John Schuetz, Probate Court, Dis- trict of Manchester, Conn.	10,400.46	The Manchester Truct Co., Manchester, Conn., Euscesser Conservator, Estate of John Schustz.	74.00
		Ilem 19			l
Anna Bill	Poland	Estate of Joseph Bill, deceased, Probate Court, District of Hartford, Conn.	223.75	Truct Co., Hartford, Conn., Account No. 7771.	54.00
•		Item 20		?	1
Tony Di Nardo	Italy	Estate of Elizabeth Nuzzolo, deceased, Pro- bate Court, District of Derby, Conn.	219.67	Birmingham National Bank, Derby, Conn., Account for the benefit of Tony Di Nardo.	25.60
	•	Ilem 21	<u> </u>		
Francesca Sanzo	Italy	Trust under the will of Pasquale Sanzo, de- ceased, for the benefit of Francesca Sanzo, Probate Court, District of Hartferd, Conn.	Ø	Frank Covello, Trustee under the will of Pasquale Samo, deceased, 23 Pearl St., Hartford, Conn.	85.60
-		Item 23			
Anastasia Diamantakos	Greece	Estate of Peter Diamant, also known as Peter Diamantakes, deceased, Probato Court, District of New Haven, Conn.	3,722,84	Bank of Athens Truct Co., 203 35th St., New York, N. Y., Account for the benefit of Anco- tech Diamontakes.	113.60
		Item 23			
John L. Aheras	Greece	Estate of John L. Aheras, Incapable, Probate Court, District of Derby, Conn.	0,148.15	Albert B. Gardella, Concervator of the Estate of John L. Abene, Incapable, 33 Main St., Ancenia, Conn.	104.60
		Ilem 24	ĺ	sac sacy Com	
Mrs. Anna Chuba	Czechoslovakia	Estate of Michael Chuba, deceased, Probate Court, District of Bridgeport, Conn.	£3.63	John Onefrey, Tructee for Mrs. Anna Chuba, 19 Becton Ave., Stratford, Conn.	12.00
Miss Anna Chuba	Czechoslovakia	Same	110.61	Eame	23.60
		Item £3			
Metro Dokla	Austria	Estate of Paraska Doklia, also known as Pearl Doklo, deceased, Probate Court, District of Derby, Conn.	2,110.78	Birmingham National Bank, Derby, Conn., Savings Account No. 14839.	120.00
Frank Dokla	Austria	Same	2,110.78	Birmingkam Netional Bank, Derby, Conn., Savings Account No. 14830.	120.00

<sup>2</sup> Income from \$1,425.95.

[F. R. Doc. 45-20239; Filed, Nov. 2, 1945; 11:15 a. m.]

# [Vesting Order CE 61]

COSTS AND EXPENSES INCURRED IN CERTAIN
ACTIONS OR PROCEEDINGS IN CERTAIN
MINNESOTA, NORTH DAKOTA, SOUTH
DAKOTA, OREGON AND WASHINGTON
COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the percen described in Column 5 of said Exhibit A; and

Finding that the Allen Property Custedian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A.

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 30, 1945.

[SEAL] James E. Markham, Alien Property Custodian.

# Ехнівіт А

	1	EARISH A		<del></del>	<del>, - ,</del>
Column 1	Column 2	Column 3	Column 4	Column 5	Column 6
Name	Country or territory	Action or proceeding	Interest	Depositary	Sum vestee
Lars Haugen	Norway	Item 1  Estate of Jens P. Haugen, deceased, in the Probate Court of Clay County, Minn.	\$96.00	N. Y., Account in the name of the Royal Norwegian Government Special Account "H".	\$5.
Ingeborg Haugen	Norway	Same	96.00	Washington, D. C. Same	£.,
Nils Haugen	Norway	Same	- 96.00	Same	ε,
Berger Haugen	Norway	Same	£6.00	Same	6,1
Borghild Haugen	Norway	Same	95.00	Same	<b>.</b>
Agnes Haugen	Norway	Same	26.400	Same	δ,
olaf Haugen	Norway	Same	\$6.00	Same	8,1
er Haugen	Norway	Same	96.00	Same	<b>6.</b> (
Anna Jacobsen Sorhaug	Norway	Item 9  Estate of John Langeseter, deceased, in the County Court of Stark County, N. Dak,	610.76	Same	81.
Forkel Langeseter	Norway	Item 10	610. 76	Same	31,
		Item 11			
Iolje Haugen Skarberg	Norway	Estate of Lisbet Lavakase Haugen, deceased, in the County Court of Minneheha County, S. Dak.	196.32	Same	19,
ystçin Haugen	Norway	Same	196.32	Same	19,
ngebjorg Haugen	Norway	Same	196.33	Same	19.
dv Ertesvog	Norway	Estate of Leif Ertesvog, deceased, in the Pro- bate Court of Ramsey County, St. Paul.	1, 289. 71	Same	43.
Herd Ertesvog	Norway	Minn.  Item 15  Same.	1, 289. 71	Same	43.
ans A. Brekke	Norway	Item 16  Estate of Olaf Halfden Brekke, also known as Olaf Halfdan Brekke, also known as Olaf H. Brekke, also known as Olaf Brekke, also known as O. Brekke, in the Circuit Court of the State of Oregon, in and for the County of Multnomah, No. 51537.	<b>560.</b> 00	Same	10.
Inut Brekke	Norway	Same	\$60.00	Same	10.
. A. Brekke	Norway	Same	£€0.00	Same	10.
Taren A. Brekke	Norway	Same	£60.00	Same	10.
ngeborg Brekke	Norway	Same	<i>E</i> 60.00	Same	10.
eter Orseth	Norway	Item 21  Estate of Amund Orset, deceased, in the Superior Court of the State of Washington for Kitsap Country, No. 7122.	<b>5</b> 36 <b>.</b> 55	Same	G.
laf Orseth	Norway	Item 22		· .	
nton Orseth	Norway	Same	536. 55	Same	0.
Ingaret Orseth	-	Same	536. 55 -	Same	C,
orthca Orseth	Norway	Item 25	536, 55	Same.	.0
mund Orseth heirs	i	Same	536, 55 2, 895, 97	Washington Mutual Savings Bank, Scattle, Wash. Account is in the name of Amund Orseth Heirs, No. 104886.	e. 20.

[F. R. Doc. 45-20240; Filed, Nov. 2, 1945; 11:15 a. m.]

#### [Vesting Order CE 63]

COSTS AND EXPENSES INCURRED IN CERTAIN Actions or Proceedings in Certain NEW YORK COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian:

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures;

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A:

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Allen Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A.

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Allen Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Allen Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 30, 1945.

[SEAT.] James E. Markhali, Alien Property Custodian.

Exhibit A					`
Column 1	Column 2	Celumn 3	Column 4	Column 5	Column 6
Name	Country or territory	Action or proceeding	Interest	Depositary .	Sum vested
Marie Delphine Meredith Read (Countess Max de Foras).	France	Iten 1  Estate of Emily Meredith Read Spencer, deceased, in the Surregate's Court, New York County, N. Y., file No. P-1277,79.	Ø	Central Hanaver Bank & Trust Co., successor trustee of the estate of Emily Meredith Read Econoce, descased, 70 Broadway, New York, N. Y.	<b>8</b> 52
Blanche Moretin	France	Same	\$200.00		5
Alix de la Petite Riviere	France	Item 3	607.03	Eura	5
Joseph de Foras	France	Same	டிவா. ஐ	Central Honover Benk & Trust Co., 70 Broadway, Now York, N. Y., bloaked account in the name of Jecoph de Form.	10
Marie E. Demetre	France	Estate of Louise Mario Odier, deceased, in the Surregate's Court, Westchester County, N. Y., file No. P-314/44.	Ø	Jeanno M. Serrell, excentrix of the cetate of Louiso Merio Odier, deceased, e.o Gifford, Woody, Certer, & Hays, Ecqs., 1 Wall St., New York, N. Y.	31
Andre Demetre	France	Same	Ø	Samo	31
Rifka Huberman	Poland	Estate of Morris Singer, deceased, in the Sur- rogate's Court, Fulton County, N. Y.	1,033,83	The County Treasurer of Fulton County, Gloversville, N. Y.	13
Chana Erlichman	Poland	Same8	1,603.33	Same	13
Chana Singer	Poland	Same	1,003.88	Same	13
Sima Singer	Poland	Same	1,003.37	Same	18
"Nathan" and "Rifka" Singer.	Poland	Same	1,663.37	Same	13
Chiah Berkowich, Adolph Peller, and Lazar Meth	Poland	Trust under the will of Jannie Fremberg, deceased, in the Surregate's Court, New York County, N. Y., file No. P-703/42.	1,000.00	City Bank Farmers Trust Co., trustee under the will of Jannie Fremberg, deceased, 22 William St., New York, N. Y.	17
Chiah Berkowich	Poland	Samo	2,000.00	Some	23
Adolph Peller	Poland	Same	2002.00	Eamo	23
Bessie Meth	Poland	Same	2,002.00	Samo	23
Maria Theresa Bouley	France	Estate of Lucas Campi, decrased, in the Surregate's Court, New York County, N. Y., file No. P-1639,43,	123.29	J. Justin France, ancillary executor of the erfate of Lucas Campi, deceased, 70 Wall St., New York, N. Y.	29

Income from \$32,117.60.
 Approximately \$21,000 representing 14 of residuary estate.

EXHIBIT A-Continued

Column 1	Column 2	Column 8	Column 4	Column 5	Column 0
Name	Country or territory	Action or proceeding	Interest	Depositary	Sum vested
Louise Raouit Couchoud	France	Item 17 Estate of Josephine Beardsley Brown, deceased, in the Surrogate's Court, New York County, N. Y.	<b>\$4,</b> 000. 00	The County Treasurer of Cayuga County, Auburn, N. Y.	\$60
Holy Trinity Church of Cannes, France.	France	. Item 18	4, 000. 60	Samo	03
Sophio Genolin	France	Item 19 Same	. £00.00	Same	8
Ohristine Graglia	France	Same	100.00	Same	5
Victoria Wielierko	Poland	Item 21  Estate of Stefan Ewtuch, deceased, in the Surrogate's Court, Westchester County, N. Y., file No. 292/42.	2, 039. 37	Commissioner of Finance of Westchester County, White Plains, N. Y.	43
Iadwego Wielierko	Poland		2, 039. 38		43
Pauline Andree de la Met- trie.	France	Item 23  Trust under the will of Mary Bleecker Seymour Tibbits, deceased, in the Surrogate's Court, Albany County, N. Y.  Item 21	Ø	State Bank of Albany, as successor trustee of the trust for Mary E. T. Richards, under the will and testament of Mary Bleecker Seymour Tibbits, deceased, Albany, N. Y.	113
Ernest A. Labouchere	France		(9)	United States Trust Co. of New York, trustee under the will of Grace W. Hoff, deceased, 45 Wall St., New York, N. Y.	142
Lydie Feschotte, Yvonne Questel, George Fes- chotte, and Blanche Feschotte.	France	Item 25  Estate of Emily Herbert, deceased, in the Surrogate's Court, Westchester County, N. Y., index No. 1804/40.  Item 26	6, 184. 20	Jessie V. Maier and Morton Maier, executors of the estate of Ira F. Maier, deceased, ancillary administrator O. T. A. of estate of Emily Her- bert, deceased, c/o Benoni B. Gattell, Esq., 80 William St., New York, N. Y.	
Margaret Agnes Cagiati	Italy		15, 800. 00	State Street Trust Co., blocked account in the name of Margaret Agnes Cagiati.	104

[F. R. Doc. 45-20242; Filed, Nov. 2, 1945; 11:15 a. m.]

### [Vesting Order CE 62]

COSTS AND EXPENSES INCURRED IN CERTAIN ACTIONS OR PROCEEDINGS IN CERTAIN OHIO, MICHIGAN, MINNESOTA AND MIS-SOURI COURTS

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property

Having found that each of the persons named in Column 1 of Exhibit A, attached hereto and by reference made a part hereof, was a person within the designated enemy country or enemy-occupied territory appearing opposite such person's respective name in Column 2 of said Exhibit A;

Having determined that it was in the interest of the United States to take measures in connection with representing each of said persons in the court or administrative action or proceeding identified in Column 3 of said Exhibit A, and having taken such measures:

Finding that as a result of such action or proceeding each of said persons obtained or was determined to have an interest in property, which interest is particularly described in Column 4 of said Exhibit A;

Finding that such property is in the possession, custody or control of the person described in Column 5 of said Exhibit A; and

Finding that the Alien Property Custodian has incurred, in each of such court or administrative actions or proceedings, costs and expenses in the amount stated in Column 6 of said Exhibit A,

hereby vests in the Alien Property Custodian, to be used or otherwise dealt with in the interest, and for the benefit, of the United States, from the property in the possession, custody, or control of the persons described in said Column 5 of said Exhibit A, the sums stated in said Column 6 of said Exhibit A, such sums being the amounts of such property equal to the costs and expenses incurred by the Alien Property Custodian in such actions or proceedings.

This order shall not be deemed to limit the powers of the Alien Property Custodian to return such property if and when it should be determined that such return should be made.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may file with the Alien Property Custodian a notice of his claim, together with a request for a hearing thereon, on Form APC-1, within one year from the date hereof, or within such further time as may be allowed by the Alien Property Custodian.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 30, 1945.

JAMES E. MARKHAM, [SEAL] Alien Property Custodian.

 <sup>\$40,650.32</sup> represented by cash and American series F Defense bonds.
 Income of trust established article sixth of the will of Grace W. Hoff, deceased.

#### Exmidit A

Column 1	Column 2	Celumn 3	Celumn 4	Column 5	Column 6
-Name	Country or territory	Action or proceeding	Interest	Depository	Sum vested
		Ilem 1		•	
E. J. Kirkilis	Greece	Estate of George J. Kirkills, descared, Pro- bate Court of Stark County. Oblo.	\$13.23	L. J. Kirkili: Administrator of the Estate of Occase J. Kirkilis, deceased, 79 West Ith Ave., Columbus, Ohio.	\$9.60
Katherine Horeniotis	Greeca	Same	6.23	Same	2,60
Olga J. Kirkilis	Greeca	Nem 3	8.3	same	8.00
Kontilo J. Kirkilis	Greeca	Same	ಚಿತ	Some	2.00
Theofanis Benakopoulos	Greeca	Item5	wn	Some	5.00
Bhariklia Benakopoulos	Greece	ller: 6	29.11	Samo	5.00
		Hern 7			]
Desa Unguran	Yugoslavia	Estate of Begdan Unguran, deceased, Probate Court of Wayne County, Michigan.	112.01	Mr. John J. Kozaren, County Treasurer of Wayne County, Michican, 26 County Bldg., 609 Randolph Street, Detroit, Mich.	9.60
Darinka Unguran	Yugoslavia	liem 8 Same	115.04	Sama.	9.00
Ljubitza Unguran	Yugoslavia	Rame	115.95	Езшэ	9.00
I		Herr 10			
Sonia Yakubovska	Lithuania	Estate of Ralph Assanovitz, deceased, Probate Court of Cuyahega County, Ohio.	រខេធិ	Seciety for Eavings Bank in the City of Cleve- land, Cleveland, Ohlo, Account No. 43193.	13.60
Yakov Assanovitz	Lithuania	Ilem 11 Same	\$115.C1	Society for Savings Bank in the City of Clave- land, Claveland, Ohlo, Account No. 45322.	13.00
		Ilem 12			
Cemetery Association	Czechoslovakia	Estate of Eda Perlistein, deceased, Probate Court of Wayne County, Ohio, Decket, No. 40; File No. 24820; page 241.	203.00	Orrville Savings Bank, Orrville, Ohio	. 33.00
	•	Ilers 18			
Pieter Cornelius Diederik	Netherlands	Estate of Peter Diederick also known as Peter G. Diederick, also known as Peter Diederik, also known as Peter G. Diederik, deceased, Probate Court of Rice County, Minn., File No. 9330.	C97.61	State Bank of Faribeult, Minucrota, Account No. 7621, in the name of Pieter Cornells Dis- derick.	61.00
•	_	Hem 14			95.50
Gustaf Finnes	Finland	Estates of Herman Henrickson, deceased, Probate Court of St. Louis County, Minn.	202.00	The County Treasurer of St. Louis County, Duluth, Minn.	25.60
	7.7.	Item 15	3, 235, 15	Corres I Tincomen Clerk of Warns County	244.00
Josue Vercaigne and his wife, Leona Vercaigne.	Belgium	Reehrs versus Verealene, Circuit Court of Wayne County, Michigan, in Chancery, Detroit, Mich.	40215	Corpar J. Lincoman, Clark of Wayne County, 212 County Building, Detroit, Mich.	232.00
Dr. Yvan de Daninos	France	Estate of Louise Frost Vernon, deceased, Probate Court of the City of St. Louis, Me.	18,600.00	State Eccheat Fund, Microuri State Treasurer, Jefferson City, Me.	29.00
	•	Ren 17		Jan.	
Elizabeth Alice Von Ver- son, also known as Lotte de Verson.	France	Same	2,000.00	Same	6.00
William Zervas, also known as Vasilios P. Zer- vas.	Greece	Estate of Nicholas Zervas, deceased, Probate Court of Ramsey County, Minn.	201201	Lesalle Noternal Benk, 1838 onth Lesalle Street, Chlenco, Ill., Account: "A Foumpoures, Acr- ing Concul General of Greece, in trust for Wil- liam Zervas."	23.00

[F. R. Doc. 45-20241; Filed, Nov. 2, 1945; 11:15 a. m.]

# [Supp. Vesting Order 5266]

#### James A. Karakawa

In re: Personal property owned by James A. Karakawa, also known as James Arata Karakawa, and as Arata Karakawa.

Under the authority of the Trading with the Enemy Act, as amended, and Executive Order No. 9095, as amended, and pursuant to law, the Alien Property Custodian, after investigation:

1. Having found and determined in Vesting Order Number 2828, dated December 18,

1943, that James A. Karakawa, also known as James Arata Karakawa, and as Arata Karakawa, is a national of a designated enemy country (Japan);

2. Finding that James A. Karakawa, also known as James Arata Karakawa, and as Arata Karakawa, is the owner of the property described in subparagraph 3 hercof;

3. Finding that the property described as follows: Personal property described in Exhibit A, attached hereto and by reference made a part hereof, located on the premises at 1431 Fourth Street, Sacramento, California,

is property within the United States owned or controlled by, payable or deliverable to,

held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, a national of a designated enemy country (Japan);

And determining that to the extent that such national is a person not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan);

And having made all determinations and taken all action required by law, including appropriate concultation and certification, and deeming it necessary in the national interest.

No. 218-4

hereby vests in the Alien Property Custodian the property described in subparagraph 3 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest and for the benefit of the United States.

Such property and any or all of the proceeds thereof shall be held in an appropriate account or accounts, pending further determination of the Alien Property Custodian. This order shall not be deemed to limit the power of the Alien Property Custodian to return such property or the proceeds thereof in whole or in part, nor shall this order be deemed to indicate that compensation will not be paid in lieu thereof, if and when it should be determined to take any one or all of such actions.

Any person, except a national of a designated enemy country, asserting any claim arising as a result of this order may, within one year from the date hereof, or within such further time as may be allowed, file with the Alien Property Custodian on Form APC-1 a notice of claim, together with a request for a hearing thereon. Nothing herein contained shall be deemed to constitute an admission of the existence, validity or right to allowance of any such claim.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order No. 9095, as amended.

Executed at Washington, D. C., on October 5, 1945.

[SEAL] JAMES E. MARKHAM,
Alien Property Custodian.

EXHIBIT A-MACHINERY AND EQUIPMENT

- 1 Super Cold Refrigeration Counter, Serial No. 6598
- 1 Dayton Scale, Serial No. 967300
- National Cash Register, No. (1457349) (1064-C)
- 1 Coolator, 31/2 feet by 5 feet (white)
- 1 National Meat Slicer, Serial No. 5-2221
- 1 Meat Saw
- 2 Small Wood Counters

[F. R. Doc. 45-20236; Filed, Nov. 2, 1945; 11.15 a. m.]

#### OFFICE OF PRICE ADMINISTRATION.

[MPR 254, Order 9]

MARLIN FIREARMS CO.

#### APPROVAL OF MAXIMUM PRICES

For the reasons set forth in an opinion, issued simultaneously herewith, and filed with the Division of the Federal Register, and pursuant to § 1379.4 of Maximum Price Regulation No. 254; It is ordered:

- (a) This order establishes maximum prices for sales and deliveries of nine different models of rifles with walnut stocks manufactured by The Marlin Firearms Company, New Haven, Connecticut.
- (1) For all sales and deliveries to the following classes of purchasers by any person, the maximum prices are those set forth below:

	,	Maximum prices for sales by all persons to—			
Article	Model		Retail- lers 1 (inclu- sive of Federal excise tax)	Retail Price (inclu- sive of Federal excise tax)	
Rifle	100 101 101-DL 80-C 80-DL 81-C 81-DL A-1-C A-1-DL	\$4. 17 4. 47 5. 23 7. 36 8. 21 9. 46 10. 31 10. 01 10. 86	\$5.84 6.20 7.36 10.15 11.29 12.93 14.08 13.68 14.84	\$7. 45 7. 85 9. 35 12. 85 14. 25 16. 35 17. 85 17. 85	

- <sup>1</sup>These prices include all adjustments permitted by Amendment 3 to Maximum Price Regulation No. 254.
- (2) For sales by the manufacturer, the maximum prices apply to all sales and deliveries since Maximum Price Regulation No. 254 became applicable to those sales and deliveries.
- (3) For sales by persons other than the manufacturer, the maximum prices apply to all sales and deliveries on and after the effective date of this revised order.
- (4) The prices established by this order are subject to each seller's customary terms and conditions of sale on sales of similar articles to each class of purchaser. They include the adjustment of maximum prices permitted by § 1379.4a of Maximum Price Regulation No. 254.
- (b) At the time of, or prior to, the first invoice to a purchaser for resale, the manufacturer shall notify the purchaser in writing of the maximum price and conditions established by this order for resales by the purchaser. This notice may be given in any convenient form.
- (c) All provisions of Maximum Price Regulation No. 254 not inconsistent with the provisions of this order are applicable to the sales of the article for which maximum prices are established by this order.
- (d) This order may be revoked or amended by the Price Administrator at any time.
- (e) This order shall become effective on the 3d day of November 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES,
Administrator.

[F.. R. Doc, 45-20250; Filed, Nov. 2, 1945; 11:50 a. m.]

[MPR 120, Order 1481]

LON COAKLEY COAL CO. ET AL.

ESTABLISHMENT OF MAXIMUM PRICES AND PRICE CLASSIFICATIONS

#### Correction

In the first table in Federal Register Document 45–19065, appearing on page 12933 of the issue for Wednesday, October 17, 1945, the price for rail shipment and railroad fuel under Size Group No. 6 should read "331".

[SO 94, Order 84] ARMY HELMETS

SPECIAL EXEMPTION OF SALES

For the reasons set forth in an opinion issued simultaneously herewith and filed

with the Division of the Federal Register, and in accordance with section 11 of Supplementary Order 94, It is ordered: (a) Notwithstanding the provisions of

- (a) Notwithstanding the provisions of any regulation or order issued prior to the effective date of this order by the Office of Price Administration, sales by all persons of used Army steel body helmets M-1 with head band and used Army liner helmets M-1 with neck band, whether sold separately or as a complete helmet, which have been or may be sold by any Government agency are exempt from price control.
- (b) This order may be revoked or amended at any time.

This order shall become effective November 5, 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES, Administrator,

[F. R. Doc. 45-20269; Filed, Nov. 2, 1945; 4:16 p. m.]

[MPR 188, Order 4 under 159e]

METAL TOYS

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to § 1499.159e of Maximum Price Regulation No. 188, It is ordered:

Section 1. Purpose of this order. Metal toys have been found to be a reconversion product in accordance with the standards set forth in § 1499.159e of Maximum Price Regulation No. 188. This order specifies a price increase factor for this product; and it sets forth the specific pricing provisions which all sellers are to follow in calculating their maximum prices for sales of the product.

SEC. 2. Manufacturer's maximum prices. Manufacturers of metal toys may increase by 14 per cent their f. o. b. factory maximum prices (exclusive of any adjustment charge heretofore authorized) for sales of those articles to each class of purchaser in effect during the period October 1-15, 1941 or which are established under the pricing provisions of Maximum Price Regulation No. 188 (Sections 1499.153 through 1499.158). Maximum prices established under Order No. 4332 under that regulation are not affected by this order.

As used in this order, the term "metal toys" includes only the following articles when made wholly or in substantial part of metal:

- (a) Cast metal toys
- (b) Stamped metal toys including metal mechanical toys
  - (c) Metal structural toy sets(d) Toy guns and air rifles
- (e) Children's wheel goods such as scooters, velocipedes, wagons, etc.
  - (f) Electric trains
  - (g) Sleds

SEC. 3. Maximum Prices of purchasers for resale. A purchaser for resale shall determine his maximum resale price for an article covered by this order pursuant to the method set forth in § 1372.102 of Maximum Price Regulation No. 210 by

adding his "initial percentage markup" to the actual invoice price (not to exceed his supplier's ceiling price) to him,

Sec. 4. Terms of sale. Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

Sec. 5. Notification. At the time of, or prior to, the first invoice to a purchaser for resale showing a maximum price adjusted in accordance with the terms of this order, the seller shall notify the purchaser in writing of the method established in section 3 for determining adjusted maximum prices for resales of metal toys. This notice may be given in any convenient form.

SEC. 6. Relationship of this order to Maximum Price Regulations Nos. 188 and 210. (a) The provisions of this order supersede the provisions of Maximum Price Regulations Nos. 188 and 210 only to the extent that they are inconsistent with the provisions of those regulations.

(b) Any manufacturer establishing a maximum price for a new metal toy under the third pricing method of Maximum Price Regulation No. 188 shall, in stating the maximum price of his comparable articles, use the unadjusted maximum prices of the articles, and not the maximum prices of the articles as adjusted under this order. The price so determined is subject to the increase factor authorized by this order.

Sec. 7. Revocation or amendment. This order may be revoked or amended by the Price Administrator at any time.

Sec. 8. Effective date. This order shall become effective on the 2d day of November 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-20268; Filed, Nov. 2, 1945; 4:16 p. m.]

[RPS 40, Order 25]

GATE-WAY MANUFACTURING CO.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1346.1 (b) (3) of Revised Price Schedule No. 40, It is ordered:

(a) The maximum net prices, f. o. b. point of shipment, for sales by any person, of the following builders hardware items manufactured by the Gate-Way Manufacturing Co. at 8213 Compton Avenue, Los Angeles, Calif. and as described in the application dated August 21, 1945 which is on file with the Building Materials Price Branch, Office of Price Administration, Washington 25, D. C., shall be:

	On sales to jobbers	On sales to retailers
No. 20, plain latch set	Each	Each
No. 30, bathroom and bed-	\$1.67	\$2.23
room lock set	1.70	2.27
No. 40, outside lock set	2.50	3.42

(b) The maximum net prices for sales by any person to consumers of the following builders hardware items manufactured by the Gate-Way Manufacturing Company of Los Angeles, California, shall be:

No. 20, Plain latch set \$3.36
No. 30, Bathroom and bedroom lock

No. 40, Outside lock set\_\_\_\_\_\_ 5. 12

(c) The maximum net prices established by this order shall be subject to discounts and allowances and the rendition of services which are at least as favorable as those which the manufacturer and jobber extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during October 1-15, 1941. Retailers shall extend the same price differentials in effect on comparable commodities during March 1942.

(d) Each seller covered by this order, except a retailer, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except retailers, upon resale.

(e) The Gate-Way Manufacturing Company shall print on the box containing the latch or lock sets priced by this Order, or attach a tag to such items, substantially containing the following:

OPA Maximum Retail Price-8\_\_\_\_

(f) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective November 6, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES,
Administrator.

[F. R. Doc. 45-20290; Filed, Nov. 5, 1945; 11:44 a. m.]

[RPS 40, Order 26]

ALLIED HARDWARE CORP.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to § 1346.1 (b) (3) of Revised Price Schedule No. 40; It is ordered:

(a) The maximum net prices, f. o. b. shipping point for sales by any person of the Zinc Alloy House Numbers (Prime Coated, black lacquered and hand relieved finish) manufactured by the Allied Hardware Corporation of Brooklyn, New York, shall be:

On sales to jobbers: On sales to retailers: 7 cents each. 10 cents each.

(b) The maximum net price for sales by any person to consumers of the Zinc Alloy House Numbers (Prime Coated, black lacquered, hand relieved finish) manufactured by the Allied Hardware Corporation, shall be: 15 cents each.

(c) The maximum net prices established by this order shall be subject to discounts and allowances including transportation allowances and price differentials at least as favorable as those which the manufacturer and jobber extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during October 1-15, 1941. Retailers shall extend the same price differentials in effect on comparable commodities during March 1942.

(d) Each seller covered by this order, except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for pur-

chasers upon resale.

(e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective November 6, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES,

Administrator.

[F. R. Doc. 45-20291; Filed, Nov. 5, 1945; 11:44 a. m.]

[RMPR 136, Order 526]

AMERICAN HYDRAULICS, INC.

ADJUSTMENT OF MAXIMUM PRICES

Order No. 526 under Revised Maximum Price Regulation 136. Machines, parts and industrial equipment. American Hydraulics, Inc.; Docket No. 6033-136.21-518.

For the reasons set forth in an opinion, issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, It is ordered:

(a) The maximum prices for sales of curb service jacks to wholesalers by American Hydraulics, Inc., Sheboygan, Wisconsin, shall be determined as follows:

The company shall increase the maximum net price of this machine by the amount shown below.

Model SFC curb carvice jack—1½ ton capacity \_\_\_\_\_\_ \$0.9

(b) The maximum prices for sales of curb service jacks by resellers shall be determined as follows: The reseller shall add to the maximum net price he had in effect to a purchaser of the same class, just prior to the issuance of this order, the amount, in dollars-and-cents, by which his net invoiced cost has been increased due to the adjustment granted the manufacturer by this order.

(c) American Hydraulics, Inc. shall notify each person who buys curb service Jacks for resale of the dollars-and-cents amount by which this order permits the reseller to increase his maximum net prices. A copy of such notice shall be filed with the Machinery Branch, Office of Price Administration, Washington 25, D. C.

- (e) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective November 6, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20288; Filed, Nov. 5, 1945; 11:45 a. m.]

## [RMPR 136, Order 528] INTERNATIONAL HARVESTER CO.

AUTHORIZATION OF MAXIMUM PRICES

Order No. 528 Under Revised Maximum Price Regulation 136, machines, parts and industrial equipment. International Harvester Company. Docket No. 6083-136.21-543.

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register, and pursuant to section 21 of Revised Maximum Price Regulation 136, It is ordered:

(a) The International Harvester Company, 180 Michigan Avenue, Chicago, Illinois, is authorized to sell each International motor truck, containing a chassis described in subparagraph (1), at a price not to exceed the applicable list price in subparagraph (1), adjusted as provided in that subparagraph, plus the applicable charges in subparagraph (2):

(1) List price. The following applicable list price, f. o. b. factory, to which shall be applied the seller's discount-in effect on March 31, 1942, to the applicable class of purchaser:

Chassis model number	Wheelbase (inches)	List price f. o. b. factory
K-8-F	161 179 197 215	\$3,785 3,805 3,825 3,845

(2) Charges. (i) A charge for extra, special and optional equipment which shall not exceed the list price, or established price in effect on March 31, 1942 (less the discount in effect on that date) for such equipment.

(ii) A charge to cover handling and delivery expense computed in accordance with the seller's method in effect on March 31, 1942.

(iii) A charge to cover freight expense based on current freight rates and computed in accordance with the seller's method in effect on March 31, 1942.

(iv) A charge to cover federal excise . taxes on tires and tubes and other federal excise taxes, and state or local taxes on the truck being sold, computed in accordance with the method the seller had in effect on March 31, 1942.

(b) A reseller of International motor trucks may sell, delivered at place of business, each International truck containing a chassis described in subparagraph (1), at a price not to exceed the list price in that subparagraph and applicable charges in subparagraph (2) be-

 (d) All requests not granted herein are \( \simeq \) low, less the discounts the reseller had in effect on March 31, 1942:

(1) List price.

Chassis model number	Wheelbase (inches)	List price f. o. b. factory
K-8-F	161 179 197 215	\$3, 785 3, 805 3, 825 3, 845

- (2) Charges. (i) A charge for extra, special and optional equipment which shall not exceed the charges the reseller had in effect on March 31, 1942 for such equipment.
- (ii) A charge for transportation which shall not exceed the charge the International Harvester Company would make for the transportation of the truck to the place of business of the reseller.
- (iii) A charge to include federal, state and local taxes on the purchase, and sale or delivery, of the Model K-8-F truck, computed in accordance with the reseller's method in effect on March 31, 1942.

(iv) The reseller's charge in effect on March 31, 1942, for handling and deliv-

(v) The dollar amount of all other charges which the reseller had in effect on March 31, 1942.

(c) A reseller of International motor trucks that cannot establish a price under paragraph (b) because it was not in business on March 31, 1942, shall determine its maximum price by adding to the list price in subparagraph (1) of paragraph

(b) the following applicable charges;(1) Charges. (i) The original equipment retail charge that the International Harvester Company suggested on March 31, 1942, be made by resellers for the extra, special or optional equipment at-. tached to the truck as original equipment..

(ii) A charge for transportation which shall not exceed the charge the International Harvester Company would make for the transportation of the truck from the factory to the place of business of the reseller.

(iii) A charge equal to the charge made by the International Harvester Company, in accordance with the method that manufacturer had in effect on March 31, 1942, to cover federal excise taxes on tires and tubes and other federal excise taxes.

(iv) A charge equal to the reseller's expense for payment of state and local taxes on the purchase, sale or delivery of the truck.

(v) A charge equal to the reseller's actual expense for handling and deliv-

ery of the truck.

(d) A reseller of International trucks in any of the territories or possessions of the United States is authorized to sell each of the trucks described in paragraph (b) at a price not to exceed the maximum price established in paragraph (b) or (c), whichever is applicable. to which it may add a sum equal to the expense incurred by or charged to it, for payment of territorial and insular taxes on the purchase, sale or introduction of the truck; export premiums; boxing and crating for export purposes; marine and war risk insurance and landing wharfage and terminal operations.

- (e) All requests not granted herein are denied.
- (f) This order may be amended or revoked by the Administrator at any

Note: Where the manufacturer has an established price in accordance with section 8 of Revised Maximum Price Regulation 136, which is different than a price permitted under paragraph (a) because of substantial changes in design, specifications or equipment of the truck, the resolier may add to its price under paragraph (b), (c) or (d) any increase in price to it over the price it would otherwise pay under paragraph (a), plus its customary markup on such a cost increase, but in the case of a decrease in price under paragraph (a) the reseller must re-duce its price under paragraph (b), (c) or (d) by the amount of the decrease and its customary markup on such an amount.

This order shall become effective November 2, 1945.

Issued this 2d day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20267; Filed, Nov. 2, 1945; 4:15 p. m.]

> [MPR 591, Order 100] EVANS PRODUCTS Co.

AUTHORIZATION OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith and filed with the Division of the Federal Register and pursuant to section 9 of Maximum Price Regulation No. 591, It is ordered:

(a) The maximum net prices, excluding federal excise tax, for sales by any person to consumers of the following oil fired water heaters manufactured by the Evans Products Company of Detroit, Michigan, shall be:

#201-S Fully automatic 20-gallon storage capacity oil fired water heater\_\_\_\_ #301-S Fully automatic 30-gallon storage capacity oil fired water heater \_\_\_\_ 110

(b) The maximum net prices, excluding federal excise tax, f. o. b. point of shipment for sales by any person to dealers shall be the maximum net prices specified in (a) above less a discount of 40 percent.

(c) The maximum net prices, excluding federal excise tax, f. o. b. point of shipment for sales by any person to distributors shall be the maximum net prices specified in (a) above less successive dis-

counts of 50-10 percent.

(d) The maximum net prices established by this order shall be subject to such further discounts, allowances including transportation allowances and the rendition of services which are at ·least as favorable as those which each seller extended or rendered or would have extended or rendered to purchasers of the same class on comparable sales of similar commodities during March 1942.

(e) The maximum prices for sales on an installed basis of the commodities covered by this order shall be determined in accordance with Revised Maximum Price Regulation No. 251.

(f) Each seller covered by this order. except on sales to consumers, shall notify each of his purchasers, in writing, at or before the issuance of the first invoice after the effective date of this order, of the maximum prices established by this order for each such seller as well as the maximum prices established for purchasers, except dealers, upon resale.

(g) The Evans Products Company shall stencil in a conspicuous place on each of the oil fired heaters covered by this order the maximum price to consumers established by this order and shall identify such prices as the maximum price to consumers.

(h) This order may be revoked or amended by the Price Administrator at any time.

This order shall become effective November 6, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20304; Filed, Nov. 5, 1945; 11:48 a. m.]

#### [SO 133, Order 7]

JAMES HILL MANUFACTURING CO., INC.

ADJUSTMENT OF MAXIMUM PRICES

For the reasons set forth in an opinion issued simultaneously herewith, and filed with the Division of the Federal Register. and pursuant to sections 4 and 6 of Supplementary Order No. 133, It is ordered:

- (a) James Hill Manufacturing Co., 20 Gordon Avenue, Providence, Inc., Rhode Island, may increase by no more than 8.3 percent its existing maximum prices to each class of purchaser for galvanized metal articles covered by Maximum Price Regulation No. 188, of its manufacture.
- (b) Maximum prices of purchasers for resale. Purchasers for resale of articles which the manufacturer has sold at adjusted maximum prices permitted by paragraph (a) above, shall determine their adjusted maximum pricès as follows:
- A purchaser for resale who has already established his maximum prices under the General Maximum Price Regulation-for his resales of such articles prior to the issuance of this order, may increase such maximum prices by the percentage increase charged by his supplier as permitted by this order, but not by more than 8.3 percent.
- (2) A purchaser for resale who has not established his maximum prices for such articles under the General Maximum Price Regulation shall proceed to do so, and may increase the maximum prices established under § 1499.2 of that regulation by the percentage increase charged by his supplier as permitted by this order, but not by more than 8.3 percent.

However, if the applicable pricing provision of the General Maximum Price Regulation is § 1499.3 (a) which requires his maximum prices to be determined on his bases of cost, the seller shall use the actual invoice price to him as his cost. and the price as computed shall not be increased in any amount.

Ceiling prices which will be established under § 1499.3 (c) of that regulation, if that is the applicable pricing provision, will be based upon the supplier's prices as adjusted in accordance with this order.

(c) Terms of sale. Maximum prices adjusted by this order are subject to each seller's customary terms, discounts, allowances and other price differentials on sales to each class of purchaser.

(d) Notification. At the time of, or prior to, the first invoice to a purchaser for resale showing a price adjusted in accordance with the terms of this order. the seller shall notify such purchaser in writing of the methods established in section (b) for determining adjusted maximum prices for resales of the articles covered by the order and the percentage by which he has increased his prices as permitted by this order. This notice may be given in any convenient form.

(e) This order may be revoked or amended by the Price Administrator at any time.

(f) This order shall become effective on November 6, 1945.

Issued this 5th day of November 1945.

CHESTER BOWLES, Administrator.

[F. R. Doc. 45-20294; Flied, Nov. 5, 1945; 11:44 a. m.]

# Regional and District Office Orders.

#### COMMUNITY CEILING PRICE ORDER

The following order under Revised General Order 51 was filed with the Division of the Federal Register September 21, 1945.

#### REGION VII

Montana Order No. 105, covering dry groceries in certain areas in Montana. Filed 9:56 a. m.

Copies of this order may be obtained from the OPA Office in the designated

> ERVIN H. POLLACK. Secretary.

[F. R. Doc. 45-20261; Filed, Nov. 2, 1945; 4:17 p. m.]

# LIST OF COMMUNITY CEILING PRICE GRDERS

The following orders under Revised General Order 51 were filed with the Division of the Federal Register October 30, 1945.

#### REGION I

Augusta Order 1-M, covering certain bottled and canned domestic malt beverages in certain areas in the state of Maine. Filed 1:27 p. m.

Augusta Order 2-W, Amendment 2, covering dry grocerles. Fllcd 1:27 p. m.

Augusta Order 19, Amendment 2, covering

dry groceries. Filed 1:26 p. m.

Augusta Order 19, Amendment 3, covering

dry groceries. Filed 1:25 p. m.
Rhode Island Order 3-F, Amendment 24, covering fresh fruits and vegetables in certain cities in Rhode Island. Filed 1:28 p. m.

Rhode Island Order 4-F, Amendment 11, covering fresh fruits and vegetables in the state of Rhode Island excepting the Providence Metropolitan area and the Town of New Shoreham. Filed 1:28 p. m.

#### REGION II

Albany Order 3-W. Amendment 1. covering dry groceries in certain areas in New

York. Filed 1:23 p. m. Albany Order 4-W, Amendment 1, covering dry groceries in certain areas in New York. Filed 1:23 p. m. Albany Order 10-F, Amendment 19, cover-

ing fresh fruits and vegetables in the Cities of Albany, Cohoca, Renesselaer, Schenectady, Troy, and Watervillet and the Town of Green

Icland. Filed 1:36 p.m.
Albany Order 10-F, Amendment 20, covering fresh fruits and vegetables in the Cities of Albany, Cohocz, Rensselaer, Schenectady, Troy, and Watervliet and the Town of Green

Italy, and waterthe and the found of Green Island. Filed 1:57 p. m.
Albany Order 11-F, Amendment 4, covering fresh fruits and vegetables in certain counties of New York. Filed 1:37 p. m.

Albany Order 12-F, Amendment 4, covering fresh fruits and vegetables in the counties of Clinton, Eccx, Franklin and Hamilton. Filed 1:37 p. m. Albany Order 27, Amendment 2, covering

dry grecerics in certain areas in New York. Filed 1:28 p. m.

Albany Order 27, Amendment 3, covering dry graceries in certain areas in New York. Filed 1:23 p. m.

Albany Order 23, Amendment 1, covering cry greceries in certain areas in New York. Filed 1:28 p. m.

Albany Order 23, Amendment 2, covering dry groceries in certain areas in New York. Filed 1:23 p. m. Albany Order 23, Amendment 1, covering

dry groceries in certain counties in New York. Filed 1:23 p. m.

Altoona Order 2-F, Amendment 43, covering fresh fruits and vegetables in certain countles in Pennsylvania. Filed 1:37 p. m.

Altoona Order 2-P, Amendment 44, covering fresh fruits and vegetables in the Altoona

District. Filed 1:38 p. m,
Altoona Order 2-F, Amendment 45, covering fresh fruits and vegetables in certain countles in Pennsylvania. Filed 1:33 p. m.

Baltimore Order 4-P, Amendment 61, covering fresh fruits and vegetables in the Baltimore, Maryland Area. Filed 1:55 p. m. Baltimore Order 10-F, Amendment 17, cov-

ering fresh fruits and vegetables in Maryland, except the Baltimore Area.

Baltimore Order 17-W, Amendment 1, covering dry groceries in certain areas in Mary-

land. Filed 1:39 p. m.

Baltimore Order 45, Amendment 1, covering dry groceries in certain areas in Maryland. Filed 1:57 p. m. Baltimore Order 49, Amendment 1, cover-

ing dry groceries in certain areas in Mary-

land. Filed 1:38 p. m.

Einghamton Order 2-F, Amendment 56, covering fresh fruits and vegetables in certain areas in New York. Filed 1:56 p. m.

Builalo Order D-5, Amendment 1, covering poultry in the County of Monroe in the State of New York. Filed 1:53 p. m.

Camden Order P-1, Amendment 10, covering fresh fish and coafood sold at retail in certain areas in New Jersey. Filed 1:30 p.m.

Camden Order P-2, Amendment 5, covering fresh fish and seafcod sold at retail in countics of Atlantic and Cape May, New Jersey. Filed 1:30 p. m.

Camden Order 3-F, Amendment 55, covering fresh fruits and vegetables in Camden, Burlington, Gloucester, Salem & Cumberland

counties. Filed 1:53 p.m.
Camden Order 4-F, Amendment 55, covering frech fruits and vegetables in Atlantic and Capa May Counties, New Jersey. Filed 1:53 p. m.

District of Columbia Order 5-F, Amendment 33, covering fresh fruits and vegetables in the District of Columbia Area. Filed 1:33

New York Order 5-C. Amendment 1, covering poultry in chicken zone 14, and turkey zones 18 and 19. Filed 1:31 p. m.

New York Order 9-F, Amendment 37, covering fresh fruits and vegetables in the five Boroughs of New York City. Filed 1:30 p.m.

New York Order 10-F, Amendment 36, covering fresh fruits and vegetables in all of Nassau and Westchester counties, New York. Filed 1:30 p. m.

Philadelphia Order 6-F, Amendment 51, covering fresh fruits and vegetables in the city and county of Philadelphia. Filed 1:49

Philadelphia Order 11-F, Amendment 26, covering fresh fruits and vegetables in the counties of Bucks, Chester, Delaware and Montgomery. Filed 1:49 p. m. Philadelphia Order 12-F, Amendment 26,

covering fresh fruits and vegetables in the counties of Berks, Lehigh and Northampton, Filed 1:50 p. m.

Scranton Order 4-F, Amendment 47, covering fresh fruits and vegetables in the counties of Carbon, Columbia, Lackawanna, Luzerne, Monroe, Schuylkill and Wyoming in the Commonwealth of Pennsylvania. Filed 1:50 p. m.-

Syracuse Order 3-F, Amendment 53, covering fresh fruits and vegetables in the City of Syracuse, the City of Watertown, the City of Utica and their free delivery zones. Filed 1:55 p. m.

Syracuse Order 4-F, Amendment 40, covering fresh fruits and vegetables in certain counties in New York with the exception of the Cities of Syracuse, Watertown, Utica and their free delivery zones. Filed 1:55 p. m.

Syracuse Order 11-W, Amendment 1, dry groceries in the counties of Cayuga, Herkimer, Jefferson, Lewis, Madison, Oneida, Onondaga, Ontario, Oswego, Seneca, St. Lawrence and Wayne, New York. Filed 1:56 p. m.

Syracuse Order 44, Amendment 1, covering dry groceries in the entire Syracuse District.

Filed 1:56 p. m.

Syracuse Order 45, Amendment 1, covering dry groceries in the counties of Cayuga, Herkimer, Jefferson, Lewis, Madison, Oneida, Onondaga, Ontario, Oswego, Seneca, St. Lawrence and Wayne, New York. Filed 1:56

Trenton Order 1-M, covering bottled and canned domestic malt beverages for the entire counties of Hunterdon, Mercer, Middlesex, Monmouth, Ocean, Warren and Somerset except North Plainfield in the state of New Jersey. Filed 1:50 p. m.

Trenton Order 6-W, Amendment 1, covering dry groceries in the Trenton, New Jersey, District. Filed 1:44 p. m. Trenton Order 46, Amendment 2, covering

dry groceries in Trenton, New Jersey, District.

Filed 1:39 p. m.
Trenton Order 47, Amendment 1, covering dry groceries in the Trenton, New Jersey, District. Filed 1:44 p. m.

Trenton Order 48, Amendment 1, covering dry groceries in the Trenton, New Jersey, District. Filed 1:44 p. m.

Cleveland Order 1-B, Amendment 1, covering retail and wholesale food prices. Filed 1:36 p. m.

Columbus Order 10-F, Amendment 15, covering fresh fruits and vegetables in the counties of Franklin, Logan and Muskingum.

Filed 1:49 p. m. Columbus Order 11-F, Amendment 15, covering fresh fruits and vegetables in certain counties all in the state of Ohio. Filed 1:48 p. m.

Grand Rapids Order 8-C, Amendment 19, covering poultry in certain counties in the

state of Michigan. Filed 1:48 p. m. Grand Rapids Order 14-F (Appendix C), Amendment 71, covering fresh fruits and vegetables in certain counties in Michigan except the cities of Battle Creek, Grand Rapids, Kalamazoo and Muskegon. Filed 1:47 p, m.

Grand Rapids Order 14-F (Appendix C), Amendment 72, covering fresh fruits and

vegetables in certain counties in Michigan except the cities of Battle Creek, Grand Rapids, Kalamazoo and Muskegon. 1:47 p. m.

Grand Rapids Order 14-F (Appendix A), Amendment 97, covering fresh fruits and vegetables in the city of Grand Rapids, Michigan. Filed 1:48 p. m.
Grand Rapids Order 14-F (Appendix B),

Amendment 97, covering fresh fruits and vegetables in the cities of Battle Creek, Kalamazoo and Muskegon, Michigan. Filed 1:47 p. m.

Louisyille Order 12-F, Amendment 42, covering 18csh fruits and vegetables in Jefferson County, Kentucky, and Clark and Floyd Counties, Indiana. Filed 1:45 p. m. Louisville Order 17-F, Amendment 8, cov-

ering fresh fruits and vegetables in certain counties in Kentucky. Filed 1:45 p. m. Louisville Order 18-F, Amendment 2, cov-

ering fresh fruits and vegetables in certain

counties in Kentucky. Filed 1:45 p. m. Louisville Order 19-F, Amendment 2, covering fresh fruits and vegetables in certain counties in Kentucky. Filed 1:46 p. m.
Louisville Order 20-F, Amendment 2, cov-

ering fresh fruits and vegetables in certain counties in Kentucky. Filed 1:47 p. m.

#### REGION IV

Atlanta Order 12-F, Amendment 1, covering fresh fruits and vegetables in the Atlanta-Decatur Metropolitan Trade Area. Filed 1:50 p. m.

Atlanta Order 13-F, Amendment 1, covering fresh fruits and vegetables in certain countles outside the Atlanta District Area. Filed 1:53 p. m.

Atlanta Order 14-F, covering fresh fruits and vegetables in certain counties in the Atlanta District Area. Filed 1:54 p. m.
Atlanta Order 14-F, Amendment 1, covering fresh fruits and vegetables in certain

counties in the Atlanta District Area. Filed 1:32 p. m.

Atlanta Order 15-F, Amendment 1, covering fresh fruits and vegetables in Bibb and Muscogee Counties, Georgia, and Phenix Cify,

Alabama. Filed 1:54 p. m.
Charlotte Order 3-F, Amendment 37, covering fresh fruits and vegetables in counties of Rockingham, Guilford, Randolph, Montgomery, and Richmond, and all counties lying west thereof in North Carolina. Filed 1:45 p. m.

Charlotte Order 3-F, Amendment 38, covering fresh fruits and vegetables in counties of Rockingham, Guilford, Randolph, Montgomery, and Richmond and all counties lying west thereof in North Carolina. Filed 1:44 p.m.

Jackson Mississippi Order 6-W, covering dry groceries in the Mississippi Area. Filed 1:50

Jackson Mississippi Order 7-F, Amendment 1, covering fresh fruits and vegetables in certain counties in Mississippi. Filed 1:49 p. m.
Jacksonville Order 16-W, Amendment 1,

covering dry groceries in certain counties in Florida. Filed 1:52 p. m.

Montgomery Order 26-F, covering fresh fruits and vegetables in Mobile County. Filed 1:32 p. m.

Montgomery Order 27-F, covering fresh fruits and vegetables in Montgomery County. Filed 1:32 p. m.

Montgomery Order 28-F, covering fresh fruits and vegetables in Houston County. Filed 1:32 p. m.

Montgomery Order 29-F, covering fresh fruits and vegetables in Dallas County. Filed 1:33 p. m.

Savannah Order 14-F, Amendment 1, covering fresh fruits and vegetables. Filed 1:33 p. m.

Savannah Order 15-F, Amendment 1, covering fresh fruits and vegetables in certain counties in the state of Georgia. Filed 1:34

#### REGION V

Kansas City Order 6-F, Amendment 3, cov-

ering fresh fruits and vegetables in Greeno County, Missouri. Filed 1:54 p. m. Kansas City Order 7-F, Amendment 3, cov-ering fresh fruits and vegetables in Jasper County, Missouri. Filed 1:54 p. m.

#### REGION VI

Des Moines Order 1-O, Amendment 1, covering eggs in the Cities of Des Moines, West Des Moines and Marshalltown, Iowa. Filed 1:26 p. m.

Des Moines Order 10-W. Amendment 1. covering dry groceries in certain counties in Iowa. Filed 1:26 p. m.

Des Moines Order 11-W, Amendment 1, covering dry groceries in certain counties in Iowa. Filed 1:26 p. m. Milwaukee Order 8-F, Amendment 31, cov-

ering fresh fruits and vegotables in Dane County, Wisconsin. Filed 1:34 p. m.

Milwaukee Order 9-F, Amendment 31, covering fresh fruits and vegetables in Sheboygan and Fond du Lac Counties, Wisconsin. Filed 1:34 p. m.

Milwaukee Order 11-F, Amendment 23, covering fresh fruits and vegetables in Milwaukee County, the City of Racine, City of Ke-nosha, Wisconsin. Filed 1:34 p. m. Milwaukee Order 12-F, Amendment 4, cov-ering fresh fruits and vegetables in Cities of

La Crosse and Sparta, Wisconsin. Filed 1:35

North Platte Order 1-W adopting Basic order 1-B, covering all wholesalers of dry gro-ceries in North Platte and McCook, Nobraska. Filed 1:52 p. m.

North Platte Order 1, covering dry groceries in North Platte and McCook, Nebraska.

Filed 1:52 p. m.
North Platte Order 5, covering dry groceries in the City of Crawford and the County of Scotts Bluff, Nebraska. Filed 1:52 p. m.

Omaha Order 1-C, covering poultry in certain counties in Nebraska. Filed 1:36 p. m. Omaha Order 2-C, covering poultry in cer-

tain counties in Nebraska. Filed 1:36 p. m. Omaha Order 5-C, covering poultry in certain counties in Nebraska. Filed 1:36 p. m.

Omaha Order 10-F, Amendment 32, covering fresh fruits and vegetables in Cities of Omaha, Nebraska and Council Bluffs, Iowa. Filed 1:55 p. m.

Omaha Order 11-F, Amendment 33, govering fresh fruits and vegetables in Lincoln, Nebraska. Filed 1:55 p. m.

Copies of any of these orders may be obtained from the OPA Office in the designated city.

> ERVIN H. POLLACK. Secretary.

[F. R. Doc. 45-20285; Filed, Nov. 5, 1945; 11:42 a. m.]

# WAR PRODUCTION BOARD.

[Certificate 151, Royocation]

WAR EMERGENCY TANKERS, INC.

APPROVAL OF AGREEMENT

The Attorney General.

Pursuant to section 12 of Public Law No. 603, 77th Congress (56 Stat. 357), I hereby withdraw the certificate and finding dated October 7, 1943, concerning a proposal of the Administrator of the War Shipping Administration whereby tankers owned by the United States would be operated for the account of the United

States by War Emergency Tankers, Inc., a corporation organized at the request of the Administrator by The Texas Company, Standard Oil Company of New Jersey, Socony Vacuum Oil Company, Sun Oil Company, Atlantic Refining Company, Sinclair Refining Company, Pan American Petroleum & Transport Company, and Tide Water Associated Oil Company, such proposal in-

cluding an agreement between the United States, acting by and through the Administrator of the War Shipping Administration and War Emergency Tankers, Inc., covering the conduct of the business of tankers by the corporation as a General Agent for the United States, and further agreements between War Emergency Tankers, Inc., and its stockholders covering the operation of the vessels by

the stockholders as Principal Sub-Agents, and also Amendment 1 thereto dated June 22, 1944; such withdrawal to become and be effective December 31, 1945.

Dated: October 23, 1945.

J. A. Krug, Chairman.

[F. R. Doc. 45-20224; Filed, Nov. 5, 1945; 11:33 a.m.

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